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**Am. Sub. H. B. No. 509**

**Representative Blair**

**Cosponsors: Representatives Schuring, Amstutz, Anielski, Antonio, Baker,  
Beck, Blessing, Boose, Brenner, Combs, Conditt, Derickson, Garland,  
Grossman, Hackett, Hagan, C., Hill, Mallory, McClain, Newbold, Pelanda,  
Ruhl, Sears, Thompson, Uecker, Young Speaker Batchelder  
Senators LaRose, Coley, Eklund, Hite, Jones, Niehaus, Patton, Seitz,  
Wagoner**

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**A B I L L**

To amend sections 9.833, 118.023, 118.06, 118.31,	1
120.08, 120.53, 124.42, 305.171, 307.12, 307.86,	2
307.861, 307.87, 307.88, 307.932, 308.13, 329.40,	3
505.60, 505.601, 505.603, 511.23, 703.21, 731.141,	4
735.05, 737.03, 749.26, 749.28, 749.31, 753.15,	5
755.29, 755.30, 1545.07, 1901.01, 1901.02,	6
1901.03, 1901.07, 1901.08, 1901.31, 1907.11,	7
2907.27, 2929.26, 3316.04, 3316.06, 3709.08,	8
3709.28, 3709.36, 3729.05, 4123.41, 5301.68,	9
5301.69, 5705.392, 5705.41, 5709.40, 5709.41,	10
5709.73, 5709.77, and 5713.041, 5715.13, 5715.19,	11
6115.20, 6119.02, and 6119.10, to enact sections	12
125.183, 319.09, and 505.012, and to repeal	13
sections 507.07 and 3709.081 of the Revised Code	14
to make changes to the laws governing local	15
governments, to expressly define "residential	16
property" for the purpose of the existing	17

limitation on tax exemption for such property 18  
under the tax increment financing law, to modify 19  
the requirements of arresting authorities and 20  
courts regarding venereal disease testing of 21  
individuals accused of certain offenses, to modify 22  
the manner in which funds are allocated from the 23  
Ohio Legal Aid Fund, to modify the deadline for 24  
the certification to the ballot of the major 25  
political parties' candidates for president and 26  
vice-president for the November 6, 2012, general 27  
election, and to declare an emergency. 28

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

**Section 1.** That sections 9.833, 118.023, 118.06, 118.31, 29  
120.08, 120.53, 124.42, 305.171, 307.12, 307.86, 307.861, 307.87, 30  
307.88, 307.932, 308.13, 329.40, 505.60, 505.601, 505.603, 511.23, 31  
703.21, 731.141, 735.05, 737.03, 749.26, 749.28, 749.31, 753.15, 32  
755.29, 755.30, 1545.07, 1901.01, 1901.02, 1901.03, 1901.07, 33  
1901.08, 1901.31, 1907.11, 2907.27, 2929.26, 3316.04, 3316.06, 34  
3709.08, 3709.28, 3709.36, 3729.05, 4123.41, 5301.68, 5301.69, 35  
5705.392, 5705.41, 5709.40, 5709.41, 5709.73, 5709.77, and 36  
5713.041, 5715.13, 5715.19, 6115.20, 6119.02, and 6119.10 be 37  
amended and sections 125.183, 319.09, and 505.012 of the Revised 38  
Code be enacted to read as follows: 39

**Sec. 9.833.** (A) As used in this section, "political 40  
subdivision" has the meaning defined in sections 2744.01 and 41  
3905.36 of the Revised Code. For purposes of this section, 42  
"political subdivision" includes municipal corporations as defined 43  
in section 5705.01 of the Revised Code. 44

(B) Political subdivisions that provide health care benefits 45  
for their officers or employees may do any of the following: 46

(1) Establish and maintain an individual self-insurance program with public moneys to provide authorized health care benefits, including but not limited to, health care, prescription drugs, dental care, and vision care, in accordance with division (C) of this section;

(2) Establish and maintain a health savings account program whereby employees or officers may establish and maintain health savings accounts in accordance with section 223 of the Internal Revenue Code. Public moneys may be used to pay for or fund federally qualified high deductible health plans that are linked to health savings accounts or to make contributions to health savings accounts. A health savings account program may be a part of a self-insurance program.

(3) After establishing an individual self-insurance program, agree with other political subdivisions that have established individual self-insurance programs for health care benefits, that their programs will be jointly administered in a manner specified in the agreement;

(4) Pursuant to a written agreement and in accordance with division (C) of this section, join in any combination with other political subdivisions to establish and maintain a joint self-insurance program to provide health care benefits;

(5) Pursuant to a written agreement, join in any combination with other political subdivisions to procure or contract for policies, contracts, or plans of insurance to provide health care benefits, which may include a health savings account program for their officers and employees subject to the agreement;

(6) Use in any combination any of the policies, contracts, plans, or programs authorized under this division.

(7) Any agreement made under ~~divisions~~ division (B)(3), (4), (5), or (6) of this section shall be in writing, comply with

division (C) of this section, and contain best practices 78  
established in consultation with and approved by the department of 79  
administrative services. The best practices may be reviewed and 80  
amended at the discretion of the political subdivisions in 81  
consultation with the department. Detailed information regarding 82  
the best practices shall be made available to any employee upon 83  
that employee's request. 84

(8) Purchase plans approved by the department of 85  
administrative services under section 9.901 of the Revised Code. 86

(C) Except as otherwise provided in division (E) of this 87  
section, the following apply to individual or joint self-insurance 88  
programs established pursuant to this section: 89

(1) Such funds shall be reserved as are necessary, in the 90  
exercise of sound and prudent actuarial judgment, to cover 91  
potential cost of health care benefits for the officers and 92  
employees of the political subdivision. A certified audited 93  
financial statement and a report of amounts so reserved and 94  
disbursements made from such funds, together with a written report 95  
of a member of the American academy of actuaries certifying 96  
whether the amounts reserved conform to the requirements of this 97  
division, are computed in accordance with accepted loss reserving 98  
standards, and are fairly stated in accordance with sound loss 99  
reserving principles, shall be prepared and maintained, within 100  
ninety days after the last day of the fiscal year of the entity 101  
for which the report is provided for that fiscal year, in the 102  
office of the program administrator described in division (C)(3) 103  
of this section. 104

The report required by division (C)(1) of this section shall 105  
include, but not be limited to, disbursements made for the 106  
administration of the program, including claims paid, costs of the 107  
legal representation of political subdivisions and employees, and 108  
fees paid to consultants. 109

The program administrator described in division (C)(3) of 110  
this section shall make the report required by this division 111  
available for inspection by any person at all reasonable times 112  
during regular business hours, and, upon the request of such 113  
person, shall make copies of the report available at cost within a 114  
reasonable period of time. The program administrator shall further 115  
provide the report to the auditor of state under Chapter 117. of 116  
the Revised Code. 117

(2) Each political subdivision shall reserve funds necessary 118  
for an individual or joint self-insurance program in a special 119  
fund that may be established for political subdivisions other than 120  
an agency or instrumentality pursuant to an ordinance or 121  
resolution of the political subdivision and not subject to section 122  
5705.12 of the Revised Code. An agency or instrumentality shall 123  
reserve the funds necessary for an individual or joint 124  
self-insurance program in a special fund established pursuant to a 125  
resolution duly adopted by the agency's or instrumentality's 126  
governing board. The political subdivision may allocate the costs 127  
of insurance or any self-insurance program, or both, among the 128  
funds or accounts established under this division on the basis of 129  
relative exposure and loss experience. 130

(3) A contract may be awarded, without the necessity of 131  
competitive bidding, to any person, political subdivision, 132  
nonprofit corporation organized under Chapter 1702. of the Revised 133  
Code, or regional council of governments created under Chapter 134  
167. of the Revised Code for purposes of administration of an 135  
individual or joint self-insurance program. No such contract shall 136  
be entered into without full, prior, public disclosure of all 137  
terms and conditions. The disclosure shall include, at a minimum, 138  
a statement listing all representations made in connection with 139  
any possible savings and losses resulting from the contract, and 140  
potential liability of any political subdivision or employee. The 141

proposed contract and statement shall be disclosed and presented 142  
at a meeting of the political subdivision not less than one week 143  
prior to the meeting at which the political subdivision authorizes 144  
the contract. 145

A contract awarded to a nonprofit corporation or a regional 146  
council of governments under this division may provide that all 147  
employees of the nonprofit corporation or regional council of 148  
governments ~~and~~, the employees of all entities related to the 149  
nonprofit corporation or regional council of governments, and the 150  
employees of other nonprofit corporations that have fifty or fewer 151  
employees and have been organized for the primary purpose of 152  
representing the interests of political subdivisions, may be 153  
covered by the individual or joint self-insurance program under 154  
the terms and conditions set forth in the contract. 155

(4) The individual or joint self-insurance program shall 156  
include a contract with a certified public accountant and a member 157  
of the American academy of actuaries for the preparation of the 158  
written evaluations required under division (C)(1) of this 159  
section. 160

(5) A joint self-insurance program may allocate the costs of 161  
funding the program among the funds or accounts established under 162  
this division to the participating political subdivisions on the 163  
basis of their relative exposure and loss experience. 164

(6) An individual self-insurance program may allocate the 165  
costs of funding the program among the funds or accounts 166  
established under this division to the political subdivision that 167  
established the program. 168

(7) Two or more political subdivisions may also authorize the 169  
establishment and maintenance of a joint health care cost 170  
containment program, including, but not limited to, the employment 171  
of risk managers, health care cost containment specialists, and 172

consultants, for the purpose of preventing and reducing health 173  
care costs covered by insurance, individual self-insurance, or 174  
joint self-insurance programs. 175

(8) A political subdivision is not liable under a joint 176  
self-insurance program for any amount in excess of amounts payable 177  
pursuant to the written agreement for the participation of the 178  
political subdivision in the joint self-insurance program. Under a 179  
joint self-insurance program agreement, a political subdivision 180  
may, to the extent permitted under the written agreement, assume 181  
the risks of any other political subdivision. A joint 182  
self-insurance program established under this section is deemed a 183  
separate legal entity for the public purpose of enabling the 184  
members of the joint self-insurance program to obtain insurance or 185  
to provide for a formalized, jointly administered self-insurance 186  
fund for its members. An entity created pursuant to this section 187  
is exempt from all state and local taxes. 188

(9) Any political subdivision, other than an agency or 189  
instrumentality, may issue general obligation bonds, or special 190  
obligation bonds that are not payable from real or personal 191  
property taxes, and may also issue notes in anticipation of such 192  
bonds, pursuant to an ordinance or resolution of its legislative 193  
authority or other governing body for the purpose of providing 194  
funds to pay expenses associated with the settlement of claims, 195  
whether by way of a reserve or otherwise, and to pay the political 196  
subdivision's portion of the cost of establishing and maintaining 197  
an individual or joint self-insurance program or to provide for 198  
the reserve in the special fund authorized by division (C)(2) of 199  
this section. 200

In its ordinance or resolution authorizing bonds or notes 201  
under this section, a political subdivision may elect to issue 202  
such bonds or notes under the procedures set forth in Chapter 133. 203  
of the Revised Code. In the event of such an election, 204

notwithstanding Chapter 133. of the Revised Code, the maturity of 205  
the bonds may be for any period authorized in the ordinance or 206  
resolution not exceeding twenty years, which period shall be the 207  
maximum maturity of the bonds for purposes of section 133.22 of 208  
the Revised Code. 209

Bonds and notes issued under this section shall not be 210  
considered in calculating the net indebtedness of the political 211  
subdivision under sections 133.04, 133.05, 133.06, and 133.07 of 212  
the Revised Code. Sections 9.98 to 9.983 of the Revised Code are 213  
hereby made applicable to bonds or notes authorized under this 214  
section. 215

(10) A joint self-insurance program is not an insurance 216  
company. Its operation does not constitute doing an insurance 217  
business and is not subject to the insurance laws of this state. 218

(D) A political subdivision may procure group life insurance 219  
for its employees in conjunction with an individual or joint 220  
self-insurance program authorized by this section, provided that 221  
the policy of group life insurance is not self-insured. 222

(E) This section does not apply to individual self-insurance 223  
programs created solely by municipal corporations as defined in 224  
section 5705.01 of the Revised Code. 225

(F) A public official or employee of a political subdivision 226  
who is or becomes a member of the governing body of the program 227  
administrator of a joint self-insurance program in which the 228  
political subdivision participates is not in violation of division 229  
(D) or (E) of section 102.03, division (C) of section 102.04, or 230  
section 2921.42 of the Revised Code as a result of either of the 231  
following: 232

(1) The political subdivision's entering under this section 233  
into the written agreement to participate in the joint 234  
self-insurance program; 235

(2) The political subdivision's entering under this section 236  
into any other contract with the joint self-insurance program. 237

**Sec. 118.023.** (A) Upon determining that one or more of the 238  
conditions described in section 118.022 of the Revised Code are 239  
present, the auditor of state shall issue a written declaration of 240  
the existence of a fiscal watch to the municipal corporation, 241  
county, or township and the county budget commission. The fiscal 242  
watch shall be in effect until the auditor of state determines 243  
that none of the conditions are any longer present and cancels the 244  
watch, or until the auditor of state determines that a state of 245  
fiscal emergency exists. The auditor of state, or a designee, 246  
shall provide such technical and support services to the municipal 247  
corporation, county, or township after a fiscal watch has been 248  
declared to exist as the auditor of state considers necessary. 249

(B) Within one hundred twenty days after the day a written 250  
declaration of the existence of a fiscal watch is issued under 251  
division (A) of this section, the mayor of the municipal 252  
corporation, the board of county commissioners of the county, or 253  
the board of township trustees of the township for which a fiscal 254  
watch was declared shall submit to the auditor of state a 255  
financial recovery plan that shall identify actions to be taken to 256  
eliminate all of the conditions described in section 118.022 of 257  
the Revised Code, and shall include a schedule detailing the 258  
approximate dates for beginning and completing the actions, ~~and~~ 259  
~~include~~ a five-year forecast reflecting the effects of the 260  
actions. The financial recovery plan also shall evaluate the 261  
feasibility of entering into shared services agreements with other 262  
political subdivisions for the joint exercise of any power, 263  
performance of any function, or rendering of any service, if so 264  
authorized by statute. The financial recovery plan is subject to 265  
review and approval by the auditor of state. The auditor of state 266  
may extend the amount of time by which a financial recovery plan 267

is required to be filed, for good cause shown. 268

(C) If a feasible financial recovery plan for a municipal 269  
corporation, county, or township for which a fiscal watch was 270  
declared is not submitted within the time period prescribed by 271  
division (B) of this section, or within any extension of time 272  
thereof, the auditor of state shall declare that a fiscal 273  
emergency condition exists under section 118.04 of the Revised 274  
Code in the municipal corporation, county, or township. 275

**Sec. 118.06.** (A) Within one hundred twenty days after the 276  
first meeting of the commission, the mayor of the municipal 277  
corporation or the board of county commissioners or board of 278  
township trustees shall submit to the commission a detailed 279  
financial plan, as approved or amended and approved by ordinance 280  
or resolution of the legislative authority, containing the 281  
following: 282

(1) Actions to be taken by the municipal corporation, county, 283  
or township to: 284

(a) Eliminate all fiscal emergency conditions determined to 285  
exist pursuant to section 118.04 of the Revised Code; 286

(b) Satisfy any judgments, past due accounts payable, and all 287  
past due and payable payroll and fringe benefits; 288

(c) Eliminate the deficits in all deficit funds; 289

(d) Restore to construction funds and other special funds 290  
moneys from such funds that were used for purposes not within the 291  
purposes of such funds, or borrowed from such construction funds 292  
by the purchase of debt obligations of the municipal corporation, 293  
county, or township with the moneys of such funds, or missing from 294  
the construction funds or such special funds and not accounted 295  
for; 296

(e) Balance the budgets, avoid future deficits in any funds, 297

and maintain current payments of payroll, fringe benefits, and all	298
accounts;	299
(f) Avoid any fiscal emergency condition in the future;	300
(g) Restore the ability of the municipal corporation, county,	301
or township to market long-term general obligation bonds under	302
provisions of law applicable to municipal corporations, counties,	303
or townships generally.	304
(2) The legal authorities permitting the municipal	305
corporation, county, or township to take the actions enumerated	306
pursuant to division (A)(1) of this section;	307
(3) The approximate dates of the commencement, progress upon,	308
and completion of the actions enumerated pursuant to division	309
(A)(1) of this section, a five-year forecast reflecting the	310
effects of those actions, and a reasonable period of time expected	311
to be required to implement the plan. The municipal corporation,	312
county, or township, in consultation with the commission and the	313
financial supervisor, shall prepare a reasonable time schedule for	314
progress toward and achievement of the requirements for the	315
financial plan and the financial plan shall be consistent with	316
that time schedule.	317
(4) The amount and purpose of any issue of debt obligations	318
that will be issued, together with assurances that any such debt	319
obligations that will be issued will not exceed debt limits	320
supported by appropriate certifications by the fiscal officer of	321
the municipal corporation, county, or township and the county	322
auditor;	323
(5) Assurances that the municipal corporation, county, or	324
township will establish monthly levels of expenditures and	325
encumbrances pursuant to division (B)(2) of section 118.07 of the	326
Revised Code;	327
(6) Assurances that the municipal corporation, county, or	328

township will conform to statutes with respect to tax budgets and 329  
appropriation measures; 330

(7) The detail, the form, and the supporting information that 331  
the commission may direct; 332

(8) An evaluation of the feasibility of entering into shared 333  
services agreements with other political subdivisions for the 334  
joint exercise of any power, performance of any function, or 335  
rendering of any service, if so authorized by statute. 336

(B) The financial plan developed pursuant to division (A) of 337  
this section shall be filed with the financial supervisor and the 338  
financial planning and supervision commission and shall be updated 339  
annually. After consultation with the financial supervisor, the 340  
commission shall either approve or reject any initial or 341  
subsequent financial plan. If the commission rejects the initial 342  
or any subsequent financial plan, it shall forthwith inform the 343  
mayor and legislative authority of the municipal corporation or 344  
the board of county commissioners or board of township trustees of 345  
the reasons for its rejection. Within thirty days after the 346  
rejection of any plan, the mayor with the approval of the 347  
legislative authority by the passage of an ordinance or 348  
resolution, or the board of county commissioners or board of 349  
township trustees, shall submit another plan meeting the 350  
requirements of divisions (A)(1) to (7) of this section, to the 351  
commission and the financial supervisor for approval or rejection 352  
by the commission. 353

(C) Any initial or subsequent financial plan passed by the 354  
municipal corporation, county, or township shall be approved by 355  
the commission if it complies with divisions (A)(1) to (7) of this 356  
section, and if the commission finds that the plan is bona fide 357  
and can reasonably be expected to be implemented within the period 358  
specified in the plan. 359

(D) Any financial plan may be amended subsequent to its adoption in the same manner as the passage and approval of the initial or subsequent plan pursuant to divisions (A) to (C) of this section.

(E) If a municipal corporation, county, or township fails to submit a financial plan as required by this section, or fails to substantially comply with an approved financial plan, upon certification of the commission, the commission shall notify the office of budget and management and all state funding for that municipal corporation, county, or township other than benefit assistance to individuals shall be ~~exercised~~ withheld until subsequent notification from the commission to the office of budget and management that a feasible plan ~~is~~ has been submitted and approved or substantial compliance with the plan ~~is~~ has been achieved, as the case may be. Upon receipt of the subsequent notification, the office of budget and management shall release all funds withheld from the political subdivision under this section.

**Sec. 118.31.** (A) Upon petition of the financial supervisor and approval of the financial planning and supervision commission, if any, the attorney general shall file a legal action in the court ~~action~~ of common pleas on behalf of the state to dissolve a municipal corporation or township if all of the following conditions apply:

(1) The municipal corporation or township has a population of less than five thousand as of the most recent federal decennial census.

(2) The municipal corporation or township has been under a fiscal emergency for at least four consecutive years.

(3) Implementation of the financial plan of the municipal corporation or township required under this chapter cannot

reasonably be expected to correct and eliminate all fiscal 391  
emergency conditions within five years. 392

(B) The court of common pleas shall hold a hearing within 393  
ninety days after the date on which the attorney general files the 394  
legal action with the court. Notice of the hearing shall be filed 395  
with the attorney general, the clerk of the village or the fiscal 396  
officer of the township that is the subject of the action, and 397  
each fiscal officer of a township located wholly or partly within 398  
the village subject to dissolution. 399

(C) If the court finds that all of the conditions described 400  
in division (A) of this section apply to the municipal corporation 401  
or township, it shall appoint a receiver. The receiver, under 402  
court supervision, shall work with executive and legislative 403  
officers of the municipal corporation or township to wind up the 404  
affairs of and dissolve the municipal corporation in accordance 405  
with section 703.21 of the Revised Code or the township in 406  
accordance with the process in section 503.02 and sections 503.17 407  
to 503.21 of the Revised Code. 408

**Sec. 120.08.** There is hereby created in the state treasury 409  
the indigent defense support fund, consisting of money paid into 410  
the fund pursuant to sections 4507.45, 4509.101, 4510.22, and 411  
4511.19 of the Revised Code and pursuant to sections 2937.22, 412  
2949.091, and 2949.094 of the Revised Code out of the additional 413  
court costs imposed under those sections. The state public 414  
defender shall use at least ~~ninety~~ eighty-eight per cent of the 415  
money in the fund for the ~~purpose~~ purposes of reimbursing county 416  
governments for expenses incurred pursuant to sections 120.18, 417  
120.28, and 120.33 of the Revised Code and operating its system 418  
pursuant to division (C)(7) of section 120.04 of the Revised Code 419  
and division (B) of section 120.33 of the Revised Code. 420  
Disbursements from the fund to county governments shall be made at 421

least once per year and shall be allocated proportionately so that 422  
each county receives an equal percentage of its total cost for 423  
operating its county public defender system, its joint county 424  
public defender system, its county appointed counsel system, or 425  
its system operated under division (C)(7) of section 120.04 of the 426  
Revised Code and division (B) of section 120.33 of the Revised 427  
Code. The state public defender may use not more than ~~ten~~ twelve 428  
per cent of the money in the fund for the purposes of appointing 429  
assistant state public defenders ~~or for~~, providing other 430  
personnel, equipment, and facilities necessary for the operation 431  
of the state public defender office, and providing training, 432  
developing and implementing electronic forms, or establishing and 433  
maintaining an information technology system used for the uniform 434  
operation of this chapter. 435

**Sec. 120.53.** (A) A legal aid society that operates within the 436  
state may apply to the Ohio legal assistance foundation for 437  
financial assistance from the legal aid fund established by 438  
section 120.52 of the Revised Code to be used for the funding of 439  
the society during the calendar year following the calendar year 440  
in which application is made. 441

(B) An application for financial assistance made under 442  
division (A) of this section shall be submitted by the first day 443  
of November of the calendar year preceding the calendar year for 444  
which financial assistance is desired and shall include all of the 445  
following: 446

(1) Evidence that the applicant is incorporated in this state 447  
as a nonprofit corporation; 448

(2) A list of the trustees of the applicant; 449

(3) The proposed budget of the applicant for these funds for 450  
the following calendar year; 451

(4) A summary of the services to be offered by the applicant	452
in the following calendar year;	453
(5) A specific description of the territory or constituency	454
served by the applicant;	455
(6) An estimate of the number of persons to be served by the	456
applicant during the following calendar year;	457
(7) A general description of the additional sources of the	458
applicant's funding;	459
(8) The amount of the applicant's total budget for the	460
calendar year in which the application is filed that it will	461
expend in that calendar year for legal services in each of the	462
counties it serves;	463
(9) A specific description of any services, programs,	464
training, and legal technical assistance to be delivered by the	465
applicant or by another person pursuant to a contract with the	466
applicant, including, but not limited to, by private attorneys or	467
through reduced fee plans, judicare panels, organized pro bono	468
programs, and mediation programs.	469
(C) The Ohio legal assistance foundation shall determine	470
whether each applicant that filed an application for financial	471
assistance under division (A) of this section in a calendar year	472
is eligible for financial assistance under this section. To be	473
eligible for such financial assistance, an applicant shall satisfy	474
the criteria for being a legal aid society and shall be in	475
compliance with the provisions of sections 120.51 to 120.55 of the	476
Revised Code and with the rules and requirements the foundation	477
establishes pursuant to section 120.52 of the Revised Code. The	478
Ohio legal assistance foundation then, on or before the fifteenth	479
day of December of the calendar year in which the application is	480
filed, shall notify each such applicant, in writing, whether it is	481
eligible for financial assistance under this section, and if it is	482

eligible, estimate the amount that will be available for that 483  
applicant for each six-month distribution period, as determined 484  
under division (D) of this section. 485

(D) The Ohio legal assistance foundation shall allocate 486  
moneys contained in the legal aid fund monthly for distribution to 487  
applicants that filed their applications in the previous calendar 488  
year and are determined to be eligible applicants. 489

All moneys contained in the fund on the first day of each 490  
month shall be allocated, after deduction of the costs of 491  
administering sections 120.51 to 120.55 and sections 1901.26, 492  
1907.24, 2303.201, 3953.231, 4705.09, and 4705.10 of the Revised 493  
Code that are authorized by section 120.52 of the Revised Code, 494  
according to this section and shall be distributed accordingly not 495  
later than the last day of the month following the month the 496  
moneys were received. In making the allocations under this 497  
section, the moneys in the fund that were generated pursuant to 498  
sections 1901.26, 1907.24, 2303.201, 3953.231, 4705.09, and 499  
4705.10 of the Revised Code shall be apportioned as follows: 500

(1) After deduction of the amount authorized and used for 501  
actual, reasonable administrative costs under section 120.52 of 502  
the Revised Code: 503

(a) Five per cent of the moneys remaining in the fund shall 504  
be reserved for use in the manner described in division (A) of 505  
section 120.521 of the Revised Code or for distribution to legal 506  
aid societies that provide assistance to special population groups 507  
of their eligible clients, engage in special projects that have a 508  
substantial impact on their local service area or on significant 509  
segments of the state's poverty population, or provide legal 510  
training or support to other legal aid societies in the state; 511

(b) After deduction of the amount described in division 512  
(D)(1)(a) of this section, one and three-quarters per cent of the 513

moneys remaining in the fund shall be apportioned among entities 514  
that received financial assistance from the legal aid fund prior 515  
to ~~the effective date of this amendment~~ July 1, 1993, but that, on 516  
and after ~~the effective date of this amendment~~ July 1, 1993, no 517  
longer qualify as a legal aid society that is eligible for 518  
financial assistance under this section. 519

(c) After deduction of the amounts described in divisions 520  
(D)(1)(a) and (b) of this section, fifteen per cent of the moneys 521  
remaining in the fund shall be placed in the legal assistance 522  
foundation fund for use in the manner described in division (A) of 523  
section 120.521 of the Revised Code. 524

(2) After deduction of the actual, reasonable administrative 525  
costs under section 120.52 of the Revised Code and after deduction 526  
of the amounts identified in divisions (D)(1)(a), (b), and (c) of 527  
this section, the remaining moneys shall be apportioned among the 528  
counties that are served by eligible legal aid societies that have 529  
applied for financial assistance under this section so that each 530  
such county is apportioned a portion of those moneys, based upon 531  
the ratio of the number of indigents who reside in that county to 532  
the total number of indigents who reside in all counties of this 533  
state that are served by eligible legal aid societies that have 534  
applied for financial assistance under this section. Subject to 535  
division (E) of this section, the moneys apportioned to a county 536  
under this division then shall be allocated to the eligible legal 537  
aid society that serves the county and that has applied for 538  
financial assistance under this section. For purposes of this 539  
division, the source of data identifying the number of indigent 540  
persons who reside in a county shall be ~~the most recent decennial~~ 541  
~~census~~ selected by the Ohio legal assistance foundation from the 542  
best available figures ~~from~~ maintained by the United States 543  
~~department of commerce, division of census~~ bureau. 544

(E) If the Ohio legal assistance foundation, in attempting to 545

make an allocation of moneys under division (D)(2) of this 546  
section, determines that a county that has been apportioned money 547  
under that division is served by more than one eligible legal aid 548  
society that has applied for financial assistance under this 549  
section, the Ohio legal assistance foundation shall allocate the 550  
moneys that have been apportioned to that county under division 551  
(D)(2) of this section among all eligible legal aid societies that 552  
serve that county and that have applied for financial assistance 553  
under this section on a pro rata basis, so that each such eligible 554  
society is allocated a portion based upon the amount of its total 555  
budget expended in the prior calendar year for legal services in 556  
that county as compared to the total amount expended in the prior 557  
calendar year for legal services in that county by all eligible 558  
legal aid societies that serve that county and that have applied 559  
for financial assistance under this section. 560

(F) Moneys allocated to eligible applicants under this 561  
section shall be paid monthly beginning the calendar year 562  
following the calendar year in which the application is filed. 563

(G)(1) A legal aid society that receives financial assistance 564  
in any calendar year under this section shall file an annual 565  
report with the Ohio legal assistance foundation detailing the 566  
number and types of cases handled, and the amount and types of 567  
legal training, legal technical assistance, and other service 568  
provided, by means of that financial assistance. No information 569  
contained in the report shall identify or enable the 570  
identification of any person served by the legal aid society or in 571  
any way breach client confidentiality. 572

(2) The Ohio legal assistance foundation shall make an annual 573  
report to the governor, the general assembly, and the supreme 574  
court on the distribution and use of the legal aid fund. The 575  
foundation also shall include in the annual report an audited 576  
financial statement of all gifts, bequests, donations, 577

contributions, and other moneys the foundation receives. No 578  
information contained in the report shall identify or enable the 579  
identification of any person served by a legal aid society, or in 580  
any way breach confidentiality. 581

(H) A legal aid society may enter into agreements for the 582  
provision of services, programs, training, or legal technical 583  
assistance for the legal aid society or to indigent persons. 584

**Sec. 124.42.** No person shall be eligible to receive an 585  
original appointment as a firefighter in a fire department, 586  
subject to the civil service laws of this state, unless the person 587  
has reached the age of eighteen and has, not more than one hundred 588  
twenty days prior to receiving such appointment, passed a physical 589  
examination, given by a licensed physician, a ~~physician~~ physician 590  
assistant, a clinical nurse specialist, a certified nurse 591  
practitioner, or a certified nurse-midwife, certifying that the 592  
applicant is free of cardiovascular and pulmonary diseases, and 593  
showing that the person meets the physical requirements necessary 594  
to perform the duties of a firefighter as established by the civil 595  
service commission having jurisdiction over the appointment. The 596  
appointing authority shall, prior to making any such appointment, 597  
file with the Ohio police and fire pension fund a copy of the 598  
report or findings of said licensed physician, physician 599  
assistant, clinical nurse specialist, certified nurse 600  
practitioner, or certified nurse-midwife. The professional fee for 601  
such physical examination shall be paid by the civil service 602  
commission. No person shall be eligible to receive an original 603  
appointment on and after the person's ~~thirty-first~~ forty-first 604  
birthday. 605

Notwithstanding this section, a municipal council may enact 606  
an ordinance providing that a person between the age of eighteen 607  
and ~~thirty-six~~ forty may receive an original appointment to the 608

fire department, or the board of trustees of a civil service 609  
township may do so by resolution. Nothing in this section shall 610  
prevent a municipal corporation or civil service township from 611  
establishing a fire cadet program and employing persons as fire 612  
cadets at age eighteen for the purpose of training persons to 613  
become firefighters. The board of trustees of a civil service 614  
township may establish by resolution such a cadet program. A 615  
person participating in a municipal or township fire cadet program 616  
shall not be permitted to carry or use any firearm in the 617  
performance of the person's duties. 618

Sec. 125.183. (A)(1) There is hereby created the statewide 619  
emergency services internet protocol network steering committee, 620  
consisting of the following ten members: 621

(a) The state chief information officer or the officer's 622  
designee; 623

(b) Two members of the house of representatives appointed by 624  
the speaker, one from the majority party and one from the minority 625  
party; 626

(c) Two members of the senate appointed by the president, one 627  
from the majority party and one from the minority party; 628

(d) Five members appointed by the governor. 629

(2) In appointing the five members under division (A)(1)(d) 630  
of this section, the governor shall appoint two representatives of 631  
the county commissioners' association of Ohio or a successor 632  
organization, two representatives of the Ohio municipal league or 633  
a successor organization, and one representative of the Ohio 634  
township association or a successor organization. For each of 635  
these appointments, the governor shall consider a nominee proposed 636  
by the association or successor organization. The governor may 637  
reject any of the nominees and may request that a nominating 638

entity submit alternative nominees. 639

(3) Initial appointments shall be made not later than ten 640  
days after the effective date of this section. 641

(B)(1) The state chief information officer or the officer's 642  
designee shall serve as the chairperson of the committee and shall 643  
be a nonvoting member. All other members shall be voting members. 644

(2) A member of the committee appointed from the membership 645  
of the senate or the house of representatives shall serve during 646  
the member's term as a member of the general assembly and until a 647  
successor is appointed and qualified, notwithstanding adjournment 648  
of the general assembly or the expiration of the member's term as 649  
a member of the general assembly. 650

(3) The initial terms of one of the representatives of the 651  
county commissioners' association of Ohio, one of the 652  
representatives of the Ohio municipal league, and the 653  
representative of the Ohio township association shall all expire 654  
on December 31, 2016. The initial terms of the other 655  
representatives of the county commissioners' association of Ohio 656  
and the Ohio municipal league shall expire on December 31, 2014. 657  
Thereafter, terms of the members appointed by the governor shall 658  
be for four years, with each term ending on the same day of the 659  
same month as the term it succeeds. Each member appointed by the 660  
governor shall hold office from the date of the member's 661  
appointment until the end of the term for which the member was 662  
appointed, and may be reappointed. A member appointed by the 663  
governor shall continue in office after the expiration date of the 664  
member's term until the member's successor takes office or until a 665  
period of sixty days has elapsed, whichever occurs first. Members 666  
appointed by the governor shall serve without compensation and 667  
shall not be reimbursed for expenses. 668

(4) A vacancy in the position of any member of the committee 669

shall be filled for the unexpired term in the same manner as the 670  
original appointment. 671

(C) The committee shall generally advise the state on the 672  
implementation, operation, and maintenance of a statewide 673  
emergency services internet protocol network that would support 674  
state and local government next-generation 9-1-1 and the dispatch 675  
of emergency service providers. The committee shall do all of the 676  
following: 677

(1) On or before November 15, 2012, deliver an initial report 678  
to the speaker of the house of representatives, the president of 679  
the senate, and the governor providing recommendations for the 680  
state to address the development of a statewide emergency services 681  
internet protocol network, including a review of the current 682  
funding model for this state's 9-1-1 systems; 683

(2) Examine the readiness of the state's current technology 684  
infrastructure for a statewide emergency services internet 685  
protocol network; 686

(3) Research legislative authority with regard to governance 687  
and funding of a statewide emergency services internet protocol 688  
network, and provide recommendations on best practices to limit 689  
duplicative efforts to ensure an effective transition to 690  
next-generation 9-1-1; 691

(4) Make recommendations for consolidation of 692  
public-safety-answering-point operations in this state, to 693  
accommodate next-generation 9-1-1 technology and to facilitate a 694  
more efficient and effective emergency services system; 695

(5) Recommend policies, procedures, and statutory or 696  
regulatory authority to effectively govern a statewide emergency 697  
services internet protocol network; 698

(6) Designate a next-generation 9-1-1 statewide coordinator 699  
to serve as the primary point of contact for federal initiatives; 700

(7) Coordinate with statewide initiatives and associations 701  
such as the state interoperable executive committee, the Ohio 702  
geographically referenced information program council, the Ohio 703  
multi-agency radio communications system steering committee, and 704  
other interested parties. 705

(D) The committee shall hold its inaugural meeting not later 706  
than thirty days after the effective date of this section. 707  
Thereafter, the committee shall meet at least once a month, either 708  
in person or utilizing telecommunication-conferencing technology. 709  
A majority of the voting members shall constitute a quorum. 710

(E)(1) The committee shall have a permanent 711  
technical-standards subcommittee and a permanent 712  
public-safety-answering-point-operations subcommittee, and may, 713  
from time to time, establish additional subcommittees, to advise 714  
and assist the committee based upon the subcommittees' areas of 715  
expertise. 716

(2) The membership of subcommittees shall be determined by 717  
the committee. 718

(a) The technical-standards subcommittee shall include one 719  
member representing a wireline or wireless service provider that 720  
participates in the state's 9-1-1 system, one representative of 721  
the Ohio academic resources network, one representative of the 722  
Ohio multi-agency radio communications system steering committee, 723  
one representative of the Ohio geographically referenced 724  
information program, and one member representing each of the 725  
following associations selected by the committee from nominations 726  
received from that association: 727

(i) The Ohio telephone association; 728

(ii) The Ohio chapter of the association of public-safety 729  
communications officials; 730

(iii) The Ohio chapter of the national emergency number 731

association. 732

(b) The public-safety-answering-point-operations subcommittee 733  
shall include one member representing the division of emergency 734  
management of the department of public safety, one member 735  
representing the state highway patrol, two members recommended by 736  
the county commissioners' association of Ohio who are managers of 737  
public safety answering points, two members recommended by the 738  
Ohio municipal league who are managers of public safety answering 739  
points, and one member from each of the following associations 740  
selected by the committee from nominations received from that 741  
association: 742

(i) The buckeye state sheriffs' association; 743

(ii) The Ohio association of chiefs of police; 744

(iii) The Ohio association of fire chiefs; 745

(iv) The Ohio chapter of the association of public-safety 746  
communications officials; 747

(v) The Ohio chapter of the national emergency number 748  
association. 749

(F) The committee is not an agency, as defined in section 750  
101.82 of the Revised Code, for purposes of sections 101.82 to 751  
101.87 of the Revised Code. 752

(G) As used in this section, "9-1-1 system," "wireless 753  
service provider," "wireline service provider," "emergency service 754  
provider," and "public safety answering point" have the same 755  
meanings as in section 4931.40 of the Revised Code. 756

~~**Sec. 305.171.** The following applies until the department of~~ 757  
~~administrative services implements for counties the health care~~ 758  
~~plans under section 9.901 of the Revised Code. If those plans do~~ 759  
~~not include or address any benefits listed in division (A) of this~~ 760  
~~section, the following provisions continue in effect for those~~ 761

<del>benefits.</del>	762
(A) The board of county commissioners of any county may	763
contract for, purchase, or otherwise procure and pay all or any	764
part of the cost of any of the following insurance, coverage, or	765
benefits issued by an insurance company or administered by a board	766
of county commissioners or a contractor, for county officers and	767
employees and their immediate dependents from the funds or budgets	768
from which the county officers or employees are compensated for	769
services:	770
(1) Group insurance policies that may provide any of the	771
following:	772
(a) Benefits including, but not limited to, hospitalization,	773
surgical care, major medical care, disability, dental care, eye	774
care, medical care, hearing aids, or prescription drugs;	775
(b) Sickness and accident insurance;	776
(c) Group legal services;	777
(d) Group life insurance.	778
(2) Any other qualified benefit available under section 125	779
of the "Internal Revenue Code of 1986," 26 U.S.C. 125;	780
(3) A health and wellness benefit program through which the	781
county provides a benefit or incentive to county officers,	782
employees, and their immediate dependents to maintain a healthy	783
lifestyle, including, but not limited to, programs to encourage	784
healthy eating and nutrition, exercise and physical activity,	785
weight control or the elimination of obesity, and cessation of	786
smoking or alcohol use.	787
(4) Any combination of any of the foregoing types of	788
insurance, coverage, or benefits.	789
(B) The board of county commissioners also may negotiate and	790
contract for any plan or plans of health care services with health	791

insuring corporations holding a certificate of authority under 792  
Chapter 1751. of the Revised Code, provided that each county 793  
officer or employee shall be permitted to do both of the 794  
following: 795

(1) Exercise an option between a plan offered by an insurance 796  
company and a plan or plans offered by health insuring 797  
corporations under this division, on the condition that the county 798  
officer or employee shall pay any amount by which the cost of the 799  
plan chosen by the county officer or employee pursuant to this 800  
division exceeds the cost of the plan offered under division (A) 801  
of this section; 802

(2) Change from one of the plans to another at a time each 803  
year as determined by the board. 804

(C) Section 307.86 of the Revised Code does not apply to the 805  
purchase of benefits for county officers or employees under 806  
divisions (A) and (B) of this section when those benefits are 807  
provided through a jointly administered health and welfare trust 808  
fund in which the county or contracting authority and a collective 809  
bargaining representative of the county employees or contracting 810  
authority agree to participate. 811

(D) The board of trustees of a jointly administered trust 812  
fund that receives contributions pursuant to collective bargaining 813  
agreements entered into between the board of county commissioners 814  
of any county and a collective bargaining representative of the 815  
employees of the county may provide for self-insurance of all risk 816  
in the provision of fringe benefits, and may provide through the 817  
self-insurance method specific fringe benefits as authorized by 818  
the rules of the board of trustees of the jointly administered 819  
trust fund. The fringe benefits may include, but are not limited 820  
to, hospitalization, surgical care, major medical care, 821  
disability, dental care, vision care, medical care, hearing aids, 822  
prescription drugs, group life insurance, sickness and accident 823

insurance, group legal services, or a combination of any of the 824  
foregoing types of insurance or coverage, for county employees and 825  
their dependents. 826

(E) The board of county commissioners may provide the 827  
benefits described in divisions (A) to (D) of this section through 828  
an individual self-insurance program or a joint self-insurance 829  
program as provided in section 9.833 of the Revised Code. 830

(F) When a board of county commissioners offers benefits 831  
authorized under this section to a county officer or employee, the 832  
board may offer the benefits through a cafeteria plan meeting the 833  
requirements of section 125 of the "Internal Revenue Code of 834  
1986," 100 Stat. 2085, 26 U.S.C.A. 125, as amended, and, as part 835  
of that plan, may offer the county officer or employee the option 836  
of receiving a cash payment in any form permissible under such 837  
cafeteria plans. A cash payment made to a county officer or 838  
employee under this division shall not exceed twenty-five per cent 839  
of the cost of premiums or payments that otherwise would be paid 840  
by the board for benefits for the county officer or employee under 841  
a policy or plan. 842

(G) The board of county commissioners may establish a policy 843  
authorizing any county appointing authority to make a cash payment 844  
to any county officer or employee in lieu of providing a benefit 845  
authorized under this section if the county officer or employee 846  
elects to take the cash payment instead of the offered benefit. A 847  
cash payment made to a county officer or employee under this 848  
division shall not exceed twenty-five per cent of the cost of 849  
premiums or payments that otherwise would be paid by the board for 850  
benefits for the county officer or employee under an offered 851  
policy or plan. 852

(H) No cash payment in lieu of a health benefit shall be made 853  
to a county officer or employee under division (F) or (G) of this 854  
section unless the county officer or employee signs a statement 855

affirming that the county officer or employee is covered under 856  
another health insurance or health care policy, contract, or plan, 857  
and setting forth the name of the employer, if any, that sponsors 858  
the coverage, the name of the carrier that provides the coverage, 859  
and the identifying number of the policy, contract, or plan. 860

(I) The legislative authority of a county-operated municipal 861  
court, after consultation with the judges, or the clerk and deputy 862  
clerks, of the municipal court, shall negotiate and contract for, 863  
purchase, or otherwise procure, and pay the costs, premiums, or 864  
charges for, group health care coverage for the judges, and group 865  
health care coverage for the clerk and deputy clerks, in 866  
accordance with section 1901.111 or 1901.312 of the Revised Code. 867

(J) As used in this section: 868

(1) "County officer or employee" includes, but is not limited 869  
to, a member or employee of the county board of elections. 870

(2) "County-operated municipal court" and "legislative 871  
authority" have the same meanings as in section 1901.03 of the 872  
Revised Code. 873

(3) "Health care coverage" has the same meaning as in section 874  
1901.111 of the Revised Code. 875

**Sec. 307.12.** (A) Except as otherwise provided in divisions 876  
(D), (E), and (G) of this section, when the board of county 877  
commissioners finds, by resolution, that the county has personal 878  
property, including motor vehicles acquired for the use of county 879  
officers and departments, and road machinery, equipment, tools, or 880  
supplies, that is not needed for public use, is obsolete, or is 881  
unfit for the use for which it was acquired, and when the fair 882  
market value of the property to be sold or donated under this 883  
division is, in the opinion of the board, in excess of two 884  
thousand five hundred dollars, the board may do either of the 885

following: 886

(1) Sell the property at public auction or by sealed bid to 887  
the highest bidder. Notice of the time, place, and manner of the 888  
sale shall be published in a newspaper of general circulation in 889  
the county at least ten days prior to the sale, and a typewritten 890  
or printed notice of the time, place, and manner of the sale shall 891  
be posted at least ten days before the sale in the offices of the 892  
county auditor and the board of county commissioners. 893

If a board conducts a sale of property by sealed bid, the 894  
form of the bid shall be as prescribed by the board, and each bid 895  
shall contain the name of the person submitting it. Bids received 896  
shall be opened and tabulated at the time stated in the notice. 897  
The property shall be sold to the highest bidder, except that the 898  
board may reject all bids and hold another sale, by public auction 899  
or sealed bid, in the manner prescribed by this section. 900

(2) Donate any motor vehicle that does not exceed four 901  
thousand five hundred dollars in value to a nonprofit organization 902  
exempt from federal income taxation pursuant to 26 U.S.C. 501(a) 903  
and (c)(3) for the purpose of meeting the transportation needs of 904  
participants in the Ohio works first program established under 905  
Chapter 5107. of the Revised Code and participants in the 906  
prevention, retention, and contingency program established under 907  
Chapter 5108. of the Revised Code. 908

(B) When the board of county commissioners finds, by 909  
resolution, that the county has personal property, including motor 910  
vehicles acquired for the use of county officers and departments, 911  
and road machinery, equipment, tools, or supplies, that is not 912  
needed for public use, is obsolete, or is unfit for the use for 913  
which it was acquired, and when the fair market value of the 914  
property to be sold or donated under this division is, in the 915  
opinion of the board, two thousand five hundred dollars or less, 916  
the board may do either of the following: 917

(1) Sell the property by private sale, without advertisement 918  
or public notification; 919

(2) Donate the property to an eligible nonprofit organization 920  
that is located in this state and is exempt from federal income 921  
taxation pursuant to 26 U.S.C. 501(a) and (c)(3). Before donating 922  
any property under this division, the board shall adopt a 923  
resolution expressing its intent to make unneeded, obsolete, or 924  
unfit-for-use county personal property available to these 925  
organizations. The resolution shall include guidelines and 926  
procedures the board considers necessary to implement a donation 927  
program under this division and shall indicate whether the county 928  
will conduct the donation program or the board will contract with 929  
a representative to conduct it. If a representative is known when 930  
the resolution is adopted, the resolution shall provide contact 931  
information such as the representative's name, address, and 932  
telephone number. 933

The resolution shall include within its procedures a 934  
requirement that any nonprofit organization desiring to obtain 935  
donated property under this division shall submit a written notice 936  
to the board or its representative. The written notice shall 937  
include evidence that the organization is a nonprofit organization 938  
that is located in this state and is exempt from federal income 939  
taxation pursuant to 26 U.S.C. 501(a) and (c)(3); a description of 940  
the organization's primary purpose; a description of the type or 941  
types of property the organization needs; and the name, address, 942  
and telephone number of a person designated by the organization's 943  
governing board to receive donated property and to serve as its 944  
agent. 945

After adoption of the resolution, the board shall publish, in 946  
a newspaper of general circulation in the county, notice of its 947  
intent to donate unneeded, obsolete, or unfit-for-use county 948  
personal property to eligible nonprofit organizations. The notice 949

shall include a summary of the information provided in the 950  
resolution and shall be published twice or as provided in section 951  
7.16 of the Revised Code. The second and any subsequent notice 952  
shall be published not less than ten nor more than twenty days 953  
after the previous notice. A similar notice also shall be posted 954  
continually in a conspicuous place in the offices of the county 955  
auditor and the board of county commissioners. If the county 956  
maintains a web site on the internet, the notice shall be posted 957  
continually at that web site. 958

The board or its representative shall maintain a list of all 959  
nonprofit organizations that notify the board or its 960  
representative of their desire to obtain donated property under 961  
this division and that the board or its representative determines 962  
to be eligible, in accordance with the requirements set forth in 963  
this section and in the donation program's guidelines and 964  
procedures, to receive donated property. 965

The board or its representatives also shall maintain a list 966  
of all county personal property the board finds to be unneeded, 967  
obsolete, or unfit for use and to be available for donation under 968  
this division. The list shall be posted continually in a 969  
conspicuous location in the offices of the county auditor and the 970  
board of county commissioners, and, if the county maintains a web 971  
site on the internet, the list shall be posted continually at that 972  
web site. An item of property on the list shall be donated to the 973  
eligible nonprofit organization that first declares to the board 974  
or its representative its desire to obtain the item unless the 975  
board previously has established, by resolution, a list of 976  
eligible nonprofit organizations that shall be given priority with 977  
respect to the item's donation. Priority may be given on the basis 978  
that the purposes of a nonprofit organization have a direct 979  
relationship to specific public purposes of programs provided or 980  
administered by the board. A resolution giving priority to certain 981

nonprofit organizations with respect to the donation of an item of 982  
property shall specify the reasons why the organizations are given 983  
that priority. 984

(C) Members of the board of county commissioners shall 985  
consult with the Ohio ethics commission, and comply with the 986  
provisions of Chapters 102. and 2921. of the Revised Code, with 987  
respect to any sale or donation under division (A) or (B) of this 988  
section to a nonprofit organization of which a county 989  
commissioner, any member of the county commissioner's family, or 990  
any business associate of the county commissioner is a trustee, 991  
officer, board member, or employee. 992

(D) Notwithstanding anything to the contrary in division (A), 993  
(B), or (E) of this section and regardless of the property's 994  
value, the board of county commissioners may sell or donate county 995  
personal property, including motor vehicles, to the federal 996  
government, the state, any political subdivision of the state, or 997  
a county land reutilization corporation without advertisement or 998  
public notification. 999

(E) Notwithstanding anything to the contrary in division (A), 1000  
(B), or (G) of this section and regardless of the property's 1001  
value, the board of county commissioners may sell personal 1002  
property, including motor vehicles acquired for the use of county 1003  
officers and departments, and road machinery, equipment, tools, or 1004  
supplies, that is not needed for public use, is obsolete, or is 1005  
unfit for the use for which it was acquired, by internet auction. 1006  
The board shall adopt, ~~during each calendar year,~~ a resolution 1007  
expressing its intent to sell ~~that~~ property by internet auction. 1008  
The resolution shall include a description of how the internet 1009  
auctions will be conducted and shall specify the number of days 1010  
for bidding on the property, which shall be no less than ten days, 1011  
including Saturdays, Sundays, and legal holidays. The resolution 1012  
shall indicate whether the county will conduct the ~~auction~~ 1013

internet auctions or the board will contract with a representative 1014  
to conduct the ~~auction~~ internet auctions and shall establish the 1015  
general terms and conditions of sale. If a representative is known 1016  
when the resolution is adopted, the resolution shall provide 1017  
contact information such as the representative's name, address, 1018  
and telephone number. 1019

After adoption of the resolution, the board shall publish, in 1020  
a newspaper of general circulation in the county, notice of its 1021  
intent to sell unneeded, obsolete, or unfit-for-use county 1022  
personal property by internet auction. The notice shall include a 1023  
summary of the information provided in the resolution and shall be 1024  
published twice or as provided in section 7.16 of the Revised 1025  
Code. The second and any subsequent notice shall be published not 1026  
less than ten nor more than twenty days after the previous notice. 1027  
A similar notice also shall be posted continually ~~throughout the~~ 1028  
~~calendar year~~ in a conspicuous place in the offices of the county 1029  
auditor and the board of county commissioners. If the county 1030  
maintains a web site on the internet, the notice shall be posted 1031  
continually ~~throughout the calendar year~~ at that web site. 1032

When property is to be sold by internet auction, the board or 1033  
its representative may establish a minimum price that will be 1034  
accepted for specific items and may establish any other terms and 1035  
conditions for ~~the~~ a particular sale, including requirements for 1036  
pick-up or delivery, method of payment, and sales tax. This type 1037  
of information shall be provided on the internet at the time of 1038  
the auction and may be provided before that time upon request 1039  
after the terms and conditions have been determined by the board 1040  
or its representative. 1041

(F) When a county officer or department head determines that 1042  
county-owned personal property under the jurisdiction of the 1043  
officer or department head, including motor vehicles, road 1044  
machinery, equipment, tools, or supplies, is not of immediate 1045

need, the county officer or department head may notify the board 1046  
of county commissioners, and the board may lease that personal 1047  
property to any municipal corporation, township, other political 1048  
subdivision of the state, or to a county land reutilization 1049  
corporation. The lease shall require the county to be reimbursed 1050  
under terms, conditions, and fees established by the board, or 1051  
under contracts executed by the board. 1052

(G) If the board of county commissioners finds, by 1053  
resolution, that the county has vehicles, equipment, or machinery 1054  
that is not needed, or is unfit for public use, and the board 1055  
desires to sell the vehicles, equipment, or machinery to the 1056  
person or firm from which it proposes to purchase other vehicles, 1057  
equipment, or machinery, the board may offer to sell the vehicles, 1058  
equipment, or machinery to that person or firm, and to have the 1059  
selling price credited to the person or firm against the purchase 1060  
price of other vehicles, equipment, or machinery. 1061

(H) If the board of county commissioners advertises for bids 1062  
for the sale of new vehicles, equipment, or machinery to the 1063  
county, it may include in the same advertisement a notice of the 1064  
willingness of the board to accept bids for the purchase of 1065  
county-owned vehicles, equipment, or machinery that is obsolete or 1066  
not needed for public use, and to have the amount of those bids 1067  
subtracted from the selling price of the other vehicles, 1068  
equipment, or machinery as a means of determining the lowest 1069  
responsible bidder. 1070

(I) If a board of county commissioners determines that county 1071  
personal property is not needed for public use, or is obsolete or 1072  
unfit for the use for which it was acquired, and that the property 1073  
has no value, the board may discard or salvage that property. 1074

(J) A county engineer, in the engineer's discretion, may 1075  
dispose of scrap construction materials on such terms as the 1076  
engineer determines reasonable, including disposal without 1077

recovery of costs, if the total value of the materials does not 1078  
exceed twenty-five thousand dollars. The engineer shall maintain 1079  
records of all dispositions made under this division, including 1080  
identification of the origin of the materials, the final 1081  
disposition, and copies of all receipts resulting from the 1082  
dispositions. 1083

As used in division (I) of this section, "scrap construction 1084  
materials" means construction materials that result from a road or 1085  
bridge improvement, remain after the improvement is completed, and 1086  
are not reusable. Construction material that is metal and that 1087  
results from a road or bridge improvement and remains after the 1088  
improvement is completed is scrap construction material only if it 1089  
cannot be used in any other road or bridge improvement or other 1090  
project in its current state. 1091

**Sec. 307.86.** Anything to be purchased, leased, leased with an 1092  
option or agreement to purchase, or constructed, including, but 1093  
not limited to, any product, structure, construction, 1094  
reconstruction, improvement, maintenance, repair, or service, 1095  
except the services of an accountant, architect, attorney at law, 1096  
physician, professional engineer, construction project manager, 1097  
consultant, surveyor, or appraiser, by or on behalf of the county 1098  
or contracting authority, as defined in section 307.92 of the 1099  
Revised Code, at a cost in excess of ~~twenty-five~~ fifty thousand 1100  
dollars, except as otherwise provided in division (D) of section 1101  
713.23 and in sections 9.48, 125.04, 125.60 to 125.6012, 307.022, 1102  
307.041, 307.861, 339.05, 340.03, 340.033, 4115.31 to 4115.35, 1103  
5119.16, 5513.01, 5543.19, 5713.01, and 6137.05 of the Revised 1104  
Code, shall be obtained through competitive bidding. However, 1105  
competitive bidding is not required when any of the following 1106  
applies: 1107

(A) The board of county commissioners, by a unanimous vote of 1108

its members, makes a determination that a real and present 1109  
emergency exists, and that determination and the reasons for it 1110  
are entered in the minutes of the proceedings of the board, when 1111  
either of the following applies: 1112

(1) The estimated cost is less than ~~fifty~~ one hundred 1113  
thousand dollars. 1114

(2) There is actual physical disaster to structures, radio 1115  
communications equipment, or computers. 1116

For purposes of this division, "unanimous vote" means all 1117  
three members of a board of county commissioners when all three 1118  
members are present, or two members of the board if only two 1119  
members, constituting a quorum, are present. 1120

Whenever a contract of purchase, lease, or construction is 1121  
exempted from competitive bidding under division (A)(1) of this 1122  
section because the estimated cost is less than ~~fifty~~ one hundred 1123  
thousand dollars, but the estimated cost is ~~twenty-five~~ fifty 1124  
thousand dollars or more, the county or contracting authority 1125  
shall solicit informal estimates from no fewer than three persons 1126  
who could perform the contract, before awarding the contract. With 1127  
regard to each such contract, the county or contracting authority 1128  
shall maintain a record of such estimates, including the name of 1129  
each person from whom an estimate is solicited. The county or 1130  
contracting authority shall maintain the record for the longer of 1131  
at least one year after the contract is awarded or the amount of 1132  
time the federal government requires. 1133

(B)(1) The purchase consists of supplies or a replacement or 1134  
supplemental part or parts for a product or equipment owned or 1135  
leased by the county, and the only source of supply for the 1136  
supplies, part, or parts is limited to a single supplier. 1137

(2) The purchase consists of services related to information 1138  
technology, such as programming services, that are proprietary or 1139

limited to a single source. 1140

(C) The purchase is from the federal government, the state, 1141  
another county or contracting authority of another county, or a 1142  
board of education, educational service center, township, or 1143  
municipal corporation. 1144

(D) The purchase is made by a county department of job and 1145  
family services under section 329.04 of the Revised Code and 1146  
consists of family services duties or workforce development 1147  
activities or is made by a county board of developmental 1148  
disabilities under section 5126.05 of the Revised Code and 1149  
consists of program services, such as direct and ancillary client 1150  
services, child care, case management services, residential 1151  
services, and family resource services. 1152

(E) The purchase consists of criminal justice services, 1153  
social services programs, family services, or workforce 1154  
development activities by the board of county commissioners from 1155  
nonprofit corporations or associations under programs funded by 1156  
the federal government or by state grants. 1157

(F) The purchase consists of any form of an insurance policy 1158  
or contract authorized to be issued under Title XXXIX of the 1159  
Revised Code or any form of health care plan authorized to be 1160  
issued under Chapter 1751. of the Revised Code, or any combination 1161  
of such policies, contracts, plans, or services that the 1162  
contracting authority is authorized to purchase, and the 1163  
contracting authority does all of the following: 1164

(1) Determines that compliance with the requirements of this 1165  
section would increase, rather than decrease, the cost of the 1166  
purchase; 1167

(2) Requests issuers of the policies, contracts, plans, or 1168  
services to submit proposals to the contracting authority, in a 1169  
form prescribed by the contracting authority, setting forth the 1170

coverage and cost of the policies, contracts, plans, or services 1171  
as the contracting authority desires to purchase; 1172

(3) Negotiates with the issuers for the purpose of purchasing 1173  
the policies, contracts, plans, or services at the best and lowest 1174  
price reasonably possible. 1175

(G) The purchase consists of computer hardware, software, or 1176  
consulting services that are necessary to implement a computerized 1177  
case management automation project administered by the Ohio 1178  
prosecuting attorneys association and funded by a grant from the 1179  
federal government. 1180

(H) Child care services are purchased for provision to county 1181  
employees. 1182

(I)(1) Property, including land, buildings, and other real 1183  
property, is leased for offices, storage, parking, or other 1184  
purposes, and all of the following apply: 1185

(a) The contracting authority is authorized by the Revised 1186  
Code to lease the property. 1187

(b) The contracting authority develops requests for proposals 1188  
for leasing the property, specifying the criteria that will be 1189  
considered prior to leasing the property, including the desired 1190  
size and geographic location of the property. 1191

(c) The contracting authority receives responses from 1192  
prospective lessors with property meeting the criteria specified 1193  
in the requests for proposals by giving notice in a manner 1194  
substantially similar to the procedures established for giving 1195  
notice under section 307.87 of the Revised Code. 1196

(d) The contracting authority negotiates with the prospective 1197  
lessors to obtain a lease at the best and lowest price reasonably 1198  
possible considering the fair market value of the property and any 1199  
relocation and operational costs that may be incurred during the 1200

period the lease is in effect. 1201

(2) The contracting authority may use the services of a real 1202  
estate appraiser to obtain advice, consultations, or other 1203  
recommendations regarding the lease of property under this 1204  
division. 1205

(J) The purchase is made pursuant to section 5139.34 or 1206  
sections 5139.41 to 5139.46 of the Revised Code and is of programs 1207  
or services that provide case management, treatment, or prevention 1208  
services to any felony or misdemeanor delinquent, unruly youth, 1209  
or status offender under the supervision of the juvenile court, 1210  
including, but not limited to, community residential care, day 1211  
treatment, services to children in their home, or electronic 1212  
monitoring. 1213

(K) The purchase is made by a public children services agency 1214  
pursuant to section 307.92 or 5153.16 of the Revised Code and 1215  
consists of family services, programs, or ancillary services that 1216  
provide case management, prevention, or treatment services for 1217  
children at risk of being or alleged to be abused, neglected, or 1218  
dependent children. 1219

(L) The purchase is to obtain the services of emergency 1220  
medical service organizations under a contract made by the board 1221  
of county commissioners pursuant to section 307.05 of the Revised 1222  
Code with a joint emergency medical services district. 1223

(M) The county contracting authority determines that the use 1224  
of competitive sealed proposals would be advantageous to the 1225  
county and the contracting authority complies with section 307.862 1226  
of the Revised Code. 1227

Any issuer of policies, contracts, plans, or services listed 1228  
in division (F) of this section and any prospective lessor under 1229  
division (I) of this section may have the issuer's or prospective 1230  
lessor's name and address, or the name and address of an agent, 1231

placed on a special notification list to be kept by the 1232  
contracting authority, by sending the contracting authority that 1233  
name and address. The contracting authority shall send notice to 1234  
all persons listed on the special notification list. Notices shall 1235  
state the deadline and place for submitting proposals. The 1236  
contracting authority shall mail the notices at least six weeks 1237  
prior to the deadline set by the contracting authority for 1238  
submitting proposals. Every five years the contracting authority 1239  
may review this list and remove any person from the list after 1240  
mailing the person notification of that action. 1241

Any contracting authority that negotiates a contract under 1242  
division (F) of this section shall request proposals and negotiate 1243  
with issuers in accordance with that division at least every three 1244  
years from the date of the signing of such a contract, unless the 1245  
parties agree upon terms for extensions or renewals of the 1246  
contract. Such extension or renewal periods shall not exceed six 1247  
years from the date the initial contract is signed. 1248

Any real estate appraiser employed pursuant to division (I) 1249  
of this section shall disclose any fees or compensation received 1250  
from any source in connection with that employment. 1251

**Sec. 307.861.** The county or contracting authority, as defined 1252  
in section 307.92 of the Revised Code, may renew a lease which has 1253  
been entered into for electronic data processing equipment, 1254  
services, or systems, or a radio communications system at a cost 1255  
in excess of ~~ten~~ fifty thousand dollars as follows: 1256

(A) The lessor shall submit a written bid to the county or 1257  
contracting authority ~~which~~ that is the lessee under the lease, 1258  
stating the terms under which the lease would be renewed, 1259  
including the length of the renewal lease, and the cost of the 1260  
renewal lease to the county or contracting authority. The county 1261  
or contracting authority may require the lessor to submit a bond 1262

with the bid. 1263

(B) The county or contracting authority shall advertise for 1264  
and receive competitive bids, as provided in sections 307.87 to 1265  
307.90 of the Revised Code, for a lease under the same terms and 1266  
for the same period as provided in the bid of the lessor submitted 1267  
under division (A) of this section. 1268

(C) The county or contracting authority may renew the lease 1269  
with the lessor only if the bid submitted by the lessor under 1270  
division (A) of this section is an amount less than the lowest and 1271  
best bid submitted pursuant to competitive bidding under division 1272  
(B) of this section. 1273

**Sec. 307.87.** Where competitive bidding is required by section 1274  
307.86 of the Revised Code, notice thereof shall be given in the 1275  
following manner: 1276

(A) Notice shall be published once a week for not less than 1277  
two consecutive weeks preceding the day of the opening of bids in 1278  
a newspaper of general circulation within the county for any 1279  
purchase, lease, lease with option or agreement to purchase, or 1280  
construction contract in excess of ~~twenty-five~~ fifty thousand 1281  
dollars. The contracting authority may also cause notice to be 1282  
inserted in trade papers or other publications designated by it or 1283  
to be distributed by electronic means, including posting the 1284  
notice on the contracting authority's internet site on the world 1285  
wide web. If the contracting authority posts the notice on that 1286  
location on the world wide web, it may eliminate the second notice 1287  
otherwise required to be published in a newspaper of general 1288  
circulation within the county, provided that the first notice 1289  
published in such a newspaper meets all of the following 1290  
requirements: 1291

(1) It is published at least two weeks before the opening of 1292  
bids. 1293

(2) It includes a statement that the notice is posted on the contracting authority's internet site on the world wide web.

(3) It includes the internet address of the contracting authority's internet site on the world wide web.

(4) It includes instructions describing how the notice may be accessed on the contracting authority's internet site on the world wide web.

(B) Notices shall state all of the following:

(1) A general description of the subject of the proposed contract and the time and place where the plans and specifications or itemized list of supplies, facilities, or equipment and estimated quantities can be obtained or examined;

(2) The time and place where bids will be opened;

(3) The time and place for filing bids;

(4) The terms of the proposed purchase;

(5) Conditions under which bids will be received;

(6) The existence of a system of preference, if any, for products mined and produced in Ohio and the United States adopted pursuant to section 307.90 of the Revised Code.

(C) The contracting authority shall also maintain in a public place in its office or other suitable public place a bulletin board upon which it shall post and maintain a copy of such notice for at least two weeks preceding the day of the opening of the bids.

**Sec. 307.88.** (A) Bids submitted pursuant to sections 307.86 to 307.92 of the Revised Code shall be in a form prescribed by the contracting authority and filed in the manner and at the time and place mentioned in the notice. The bids received shall be opened and tabulated at the time stated in the notice. Each bid shall

contain the full name of each person submitting the bid. If the bid is in excess of ~~twenty-five~~ fifty thousand dollars and for a contract for the construction, demolition, alteration, repair, or reconstruction of an improvement, it shall meet the requirements of section 153.54 of the Revised Code. If the bid is in excess of ~~twenty-five~~ fifty thousand dollars and for any other contract authorized by sections 307.86 to 307.92 of the Revised Code, it ~~shall~~ may be accompanied by a bond or certified check, cashier's check, or money order on a solvent bank or savings and loan association in a reasonable amount stated in the notice but not to exceed five per cent of the bid, conditioned that the bidder, if the bidder's bid is accepted, shall execute a contract in conformity to the invitation and the bid.

(B) The board of county commissioners, by a unanimous vote of the entire board, may permit a contracting authority to exempt a bid from any or all of the requirements of section 153.54 of the Revised Code if the estimated cost is ~~twenty-five~~ one hundred thousand dollars or less. If the board exempts a bid from any but not all of those requirements, the bid notice published in the newspaper pursuant to section 307.87 of the Revised Code shall state the specific bid guaranty requirements that apply. If the board exempts a bid from all requirements of section 153.54 of the Revised Code, the notice shall state that none of the requirements of that section apply.

**Sec. 307.932.** (A) As used in this section:

(1) "Division of parole and community services" means the division of parole and community services of the department of rehabilitation and correction.

(2) "Eligible offender" means, in relation to a particular community alternative sentencing center or district community alternative sentencing center established and operated under

division (E) of this section, an offender who has been convicted 1354  
of or pleaded guilty to a qualifying misdemeanor offense, for whom 1355  
no provision of the Revised Code or ordinance of a municipal 1356  
corporation other than section 4511.19 of the Revised Code, both 1357  
section 4510.14 and 4511.19 of the Revised Code, or an ordinance 1358  
or ordinances of a municipal corporation that provide the 1359  
penalties for a municipal OVI offense or for both a municipal OVI 1360  
ordinance and a municipal DUS ordinance of the municipal 1361  
corporation requires the imposition of a mandatory jail term for 1362  
that qualifying misdemeanor offense, and who is eligible to be 1363  
sentenced directly to that center and admitted to it under rules 1364  
adopted under division (G) of this section by the board of county 1365  
commissioners or affiliated group of boards of county 1366  
commissioners that established and operates that center. 1367

(3) "Municipal OVI offense" has the same meaning as in 1368  
section 4511.181 of the Revised Code. 1369

(4) "OVI term of confinement" means a term of confinement 1370  
imposed for a violation of section 4511.19 of the Revised Code or 1371  
for a municipal OVI offense, including any mandatory jail term or 1372  
mandatory term of local incarceration imposed for that violation 1373  
or offense. 1374

(5) "Community residential sanction" means a community 1375  
residential sanction imposed under section 2929.26 of the Revised 1376  
Code for a misdemeanor violation of a section of the Revised Code 1377  
or a term of confinement imposed for a misdemeanor violation of a 1378  
municipal ordinance that is not a jail term. 1379

(6) "Qualifying misdemeanor offense" means a violation of any 1380  
section of the Revised Code that is a misdemeanor or a violation 1381  
of any ordinance of a municipal corporation located in the county 1382  
that is a misdemeanor. 1383

(7) "Municipal DUS offense" means a violation of a municipal 1384

ordinance that is substantially equivalent to section 4510.14 of 1385  
the Revised Code. 1386

(B)(1) The board of county commissioners of any county, in 1387  
consultation with the sheriff of the county, may formulate a 1388  
proposal for a community alternative sentencing center that, upon 1389  
implementation by the county or being subcontracted to or operated 1390  
by a nonprofit organization, would be used for the confinement of 1391  
eligible offenders sentenced directly to the center by a court 1392  
located in the county pursuant to a community residential sanction 1393  
of not more than thirty days or pursuant to an OVI term of 1394  
confinement of not more than sixty days, and for the purpose of 1395  
closely monitoring those eligible offenders' adjustment to 1396  
community supervision. A board that formulates a proposal pursuant 1397  
to this division shall do so by resolution. 1398

(2) The boards of county commissioners of two or more 1399  
adjoining or neighboring counties, in consultation with the 1400  
sheriffs of each of those counties, may affiliate and formulate by 1401  
resolution adopted by each of them a proposal for a district 1402  
community alternative sentencing center that, upon implementation 1403  
by the counties or being subcontracted to or operated by a 1404  
nonprofit organization, would be used for the confinement of 1405  
eligible offenders sentenced directly to the center by a court 1406  
located in any of those counties pursuant to a community 1407  
residential sanction of not more than thirty days or pursuant to 1408  
an OVI term of confinement of not more than sixty days, and for 1409  
the purpose of closely monitoring those eligible offenders' 1410  
adjustment to community supervision. Each board that affiliates 1411  
with one or more other boards to formulate a proposal pursuant to 1412  
this division shall formulate the proposal by resolution. 1413

(C) Each proposal for a community alternative sentencing 1414  
center or a district community alternative sentencing center that 1415  
is formulated under division (B)(1) or (2) of this section shall 1416

include proposals for operation of the center and for criteria to 1417  
define which offenders are eligible to be sentenced directly to 1418  
the center and admitted to it. At a minimum, the proposed criteria 1419  
that define which offenders are eligible to be sentenced directly 1420  
to the center and admitted to it shall provide all of the 1421  
following: 1422

(1) That an offender is eligible to be sentenced directly to 1423  
the center and admitted to it if the offender has been convicted 1424  
of or pleaded guilty to a qualifying misdemeanor offense and is 1425  
sentenced directly to the center for the qualifying misdemeanor 1426  
offense pursuant to a community residential sanction of not more 1427  
than thirty days or pursuant to an OVI term of confinement of not 1428  
more than sixty days by a court that is located in the county or 1429  
one of the counties served by the board of county commissioners or 1430  
by any of the affiliated group of boards of county commissioners 1431  
that submits the proposal; 1432

(2) That, except as otherwise provided in this division, no 1433  
offender is eligible to be sentenced directly to the center or 1434  
admitted to it if, in addition to the community residential 1435  
sanction or OVI term of confinement described in division (C)(1) 1436  
of this section, the offender is serving or has been sentenced to 1437  
serve any other jail term, prison term, or community residential 1438  
sanction. A mandatory jail term or electronic monitoring imposed 1439  
in lieu of a mandatory jail term for a violation of section 1440  
4511.19 of the Revised Code, for a municipal OVI offense, or for 1441  
either such offense and a similar offense that exceeds sixty days 1442  
of confinement shall not disqualify the offender from serving 1443  
sixty days of the mandatory jail term at the center. 1444

(D) If a proposal for a community alternative sentencing 1445  
center or a district community alternative sentencing center that 1446  
is formulated under division (B)(1) or (2) of this section 1447  
contemplates the use of an existing facility, or a part of an 1448

existing facility, as the center, nothing in this section limits, 1449  
restricts, or precludes the use of the facility, the part of the 1450  
facility, or any other part of the facility for any purpose other 1451  
than as a community alternative sentencing center or district 1452  
community alternative sentencing center. 1453

(E) The establishment and operation of a community 1454  
alternative sentencing center or district community alternative 1455  
sentencing center may be done by subcontracting with a nonprofit 1456  
organization for the operation of the center. 1457

If a board of county commissioners or an affiliated group of 1458  
boards of county commissioners establishes and operates a 1459  
community alternative sentencing center or district community 1460  
alternative sentencing center under this division, except as 1461  
otherwise provided in this division, the center is not a minimum 1462  
security jail under section 341.14, section 753.21, or any other 1463  
provision of the Revised Code, is not a jail or alternative 1464  
residential facility as defined in section 2929.01 of the Revised 1465  
Code, is not required to satisfy or comply with minimum standards 1466  
for minimum security jails or other jails that are promulgated 1467  
under division (A) of section 5120.10 of the Revised Code, is not 1468  
a local detention facility as defined in section 2929.36 of the 1469  
Revised Code, and is not a residential unit as defined in section 1470  
2950.01 of the Revised Code. The center is a detention facility as 1471  
defined in sections 2921.01 and 2923.124 of the Revised Code, and 1472  
an eligible offender confined in the center is under detention as 1473  
defined in section 2921.01 of the Revised Code. Regarding persons 1474  
sentenced directly to the center under an OVI term of confinement 1475  
or under both an OVI term of confinement and confinement for a 1476  
violation of section 4510.14 of the Revised Code or a municipal 1477  
DUS offense, the center shall be considered a "jail" or "local 1478  
correctional facility" for purposes of any provision in section 1479  
4510.14 or 4511.19 of the Revised Code or in an ordinance of a 1480

municipal corporation that requires a mandatory jail term or 1481  
mandatory term of local incarceration for the violation of section 1482  
4511.19 of the Revised Code, the violation of both section 4510.14 1483  
and 4511.19 of the Revised Code, the municipal OVI offense, or the 1484  
municipal OVI offense and the municipal DUS offense, and a direct 1485  
sentence of a person to the center under an OVI term of 1486  
confinement or under both an OVI term of confinement and 1487  
confinement for a violation of section 4510.14 of the Revised Code 1488  
or a municipal DUS offense shall be considered to be a sentence to 1489  
a "jail" or "local correctional facility" for purposes of any such 1490  
provision in section 4510.14 or 4511.19 of the Revised Code or in 1491  
an ordinance of a municipal corporation. 1492

(F)(1) If the board of county commissioners of a county that 1493  
is being served by a community alternative sentencing center 1494  
established pursuant to division (E) of this section determines 1495  
that it no longer wants to be served by the center, the board may 1496  
dissolve the center by adopting a resolution evidencing the 1497  
determination to dissolve the center. 1498

(2) If the boards of county commissioners of all of the 1499  
counties served by any district community alternative sentencing 1500  
center established pursuant to division (E) of this section 1501  
determine that they no longer want to be served by the center, the 1502  
boards may dissolve the center by adopting in each county a 1503  
resolution evidencing the determination to dissolve the center. 1504

(3) If at least one, but not all, of the boards of county 1505  
commissioners of the counties being served by any district 1506  
community alternative sentencing center established pursuant to 1507  
division (E) of this section determines that it no longer wants to 1508  
be served by the center, the board may terminate its involvement 1509  
with the center by adopting a resolution evidencing the 1510  
determination to terminate its involvement with the center. If at 1511  
least one, but not all, of the boards of county commissioners of 1512

the counties being served by any community alternative sentencing center terminates its involvement with the center in accordance with this division, the other boards of county commissioners of the counties being served by the center may continue to be served by the center.

(G) Prior to establishing or operating a community alternative sentencing center or a district community alternative sentencing center, the board of county commissioners or the affiliated group of boards of county commissioners that formulated the proposal shall adopt rules for the operation of the center. The rules shall include criteria that define which offenders are eligible to be sentenced directly to the center and admitted to it.

(H) If a board of county commissioners establishes and operates a community alternative sentencing center under division (E) of this section, or an affiliated group of boards of county commissioners establishes and operates a district community alternative sentencing center under that division, all of the following apply:

(1) Any court located within the county served by the board that establishes and operates a community correctional center may directly sentence eligible offenders to the center pursuant to a community residential sanction of not more than thirty days or pursuant to an OVI term of confinement, a combination of an OVI term of confinement and confinement for a violation of section 4510.14 of the Revised Code, or confinement for a municipal DUS offense of not more than ~~sixty~~ ninety days. Any court located within a county served by any of the boards that establishes and operates a district community correctional center may directly sentence eligible offenders to the center pursuant to a community residential sanction of not more than thirty days or pursuant to an OVI term of confinement of not more than thirty days.

(2) Each eligible offender who is sentenced to the center as 1545  
described in division (H)(1) of this section and admitted to it 1546  
shall be offered during the eligible offender's confinement at the 1547  
center educational and vocational services and reentry planning 1548  
and may be offered any other treatment and rehabilitative services 1549  
that are available and that the court that sentenced the 1550  
particular eligible offender to the center and the administrator 1551  
of the center determine are appropriate based upon the offense for 1552  
which the eligible offender was sentenced to the community 1553  
residential sanction and the length of the sanction. 1554

(3) Before accepting an eligible offender sentenced to the 1555  
center by a court, the board or the affiliated group of boards 1556  
shall enter into an agreement with a political subdivision that 1557  
operates that court that addresses the cost and payment of medical 1558  
treatment or services received by eligible offenders sentenced by 1559  
that court while they are confined in the center. The agreement 1560  
may provide for the payment of the costs by the particular 1561  
eligible offender who receives the treatment or services, as 1562  
described in division (I) of this section. 1563

(4) If a court sentences an eligible offender to a center 1564  
under authority of division (H)(1) of this section, immediately 1565  
after the sentence is imposed, the eligible offender shall be 1566  
taken to the probation department that serves the court. The 1567  
department shall handle any preliminary matters regarding the 1568  
admission of the eligible offender to the center, including a 1569  
determination as to whether the eligible offender may be admitted 1570  
to the center under the criteria included in the rules adopted 1571  
under division (G) of this section that define which offenders are 1572  
eligible to be sentenced and admitted to the center. If the 1573  
eligible offender is accepted for admission to the center, the 1574  
department shall schedule the eligible offender for the admission 1575  
and shall provide for the transportation of the offender to the 1576

center. If an eligible offender who is sentenced to the center 1577  
under a community residential sanction is not accepted for 1578  
admission to the center for any reason, the nonacceptance shall be 1579  
considered a violation of a condition of the community residential 1580  
sanction, the eligible offender shall be taken before the court 1581  
that imposed the sentence, and the court may proceed as specified 1582  
in division (C)(2) of section 2929.25 of the Revised Code based on 1583  
the violation or as provided by ordinance of the municipal 1584  
corporation based on the violation, whichever is applicable. If an 1585  
eligible offender who is sentenced to the center under an OVI term 1586  
of confinement is not accepted for admission to the center for any 1587  
reason, the eligible offender shall be taken before the court that 1588  
imposed the sentence, and the court shall determine the place at 1589  
which the offender is to serve the term of confinement. If the 1590  
eligible offender is admitted to the center, all of the following 1591  
apply: 1592

(a) The admission shall be under the terms and conditions 1593  
established by the court and the administrator of the center, and 1594  
the court and the administrator of the center shall provide for 1595  
the confinement of the eligible offender and supervise the 1596  
eligible offender as provided in divisions (H)(4)(b) to (f) of 1597  
this section. 1598

(b) The eligible offender shall be confined in the center 1599  
during any period of time that the eligible offender is not 1600  
actually working at the eligible offender's approved work release 1601  
described in division (H)(4)(c) of this section, engaged in 1602  
community service activities described in division (H)(4)(d) of 1603  
this section, engaged in authorized vocational training or another 1604  
authorized educational program, engaged in another program 1605  
designated by the administrator of the center, or engaged in other 1606  
activities approved by the court and the administrator of the 1607  
center. 1608

(c) If the court and the administrator of the center 1609  
determine that work release is appropriate based upon the offense 1610  
for which the eligible offender was sentenced to the community 1611  
residential sanction or OVI term of confinement and the length of 1612  
the sanction or term, the eligible offender may be offered work 1613  
release from confinement at the center and be released from 1614  
confinement while engaged in the work release. 1615

(d) If the administrator of the center determines that 1616  
community service is appropriate and if the eligible offender will 1617  
be confined for more than ten days at the center, the eligible 1618  
offender may be required to participate in community service 1619  
activities approved by the political subdivision served by the 1620  
court. Community service activities that may be required under 1621  
this division may take place in facilities of the political 1622  
subdivision that operates the court, in the community, or in both 1623  
such locales. The eligible offender shall be released from 1624  
confinement while engaged in the community service activities. 1625  
Community service activities required under this division shall be 1626  
supervised by the court or an official designated by the board of 1627  
county commissioners or affiliated group of boards of county 1628  
commissioners that established and is operating the center. 1629  
Community service activities required under this division shall 1630  
not exceed in duration the period for which the eligible offender 1631  
will be confined at the center under the community residential 1632  
sanction or the OVI term of confinement. 1633

(e) The confinement of the eligible offender in the center 1634  
shall be considered for purposes of this division and division 1635  
(H)(4)(f) of this section as including any period of time 1636  
described in division (H)(4)(b) of this section when the eligible 1637  
offender may be outside of the center and shall continue until the 1638  
expiration of the community residential sanction, the OVI term of 1639  
confinement, or the combination of the OVI term of confinement and 1640

the confinement for the violation of section 4510.14 of the Revised Code or the municipal DUS ordinance that the eligible offender is serving upon admission to the center.

(f) After the admission and until the expiration of the community residential sanction or OVI term of confinement that the eligible offender is serving upon admission to the center, the eligible offender shall be considered for purposes of any provision in Title XXIX of the Revised Code to be serving the community residential sanction or OVI term of confinement.

(5) The administrator of the center, or the administrator's designee, shall post a sign as described in division (A)(4) of section 2923.1212 of the Revised Code in a conspicuous location at the center.

(I) The board of county commissioners that establishes and operates a community alternative sentencing center under division (E) of this section, or the affiliated group of boards of county commissioners that establishes and operates a district community alternative sentencing center under that division, may require an eligible offender who is sentenced directly to the center and admitted to it to pay to the county served by the board or the counties served by the affiliated group of boards or the entity operating the center the reasonable expenses incurred by the county or counties, whichever is applicable, in supervising or confining the eligible offender after being sentenced to the center and admitted. Inability to pay those reasonable expenses shall not be grounds for refusing to admit an otherwise eligible offender to the center.

(J)(1) If an eligible offender who is directly sentenced to a community alternative sentencing center or district community alternative sentencing center and admitted to the center successfully completes the service of the community residential sanction in the center, the administrator of the center shall

notify the court that imposed the sentence, and the court shall 1673  
enter into the journal that the eligible offender successfully 1674  
completed the service of the sanction. 1675

(2) If an eligible offender who is directly sentenced to a 1676  
community alternative sentencing center or district community 1677  
alternative sentencing center and admitted to the center violates 1678  
any rule established under this section by the board of county 1679  
commissioners or the affiliated group of boards of county 1680  
commissioners that establishes and operates the center, violates 1681  
any condition of the community residential sanction, the OVI term 1682  
of confinement, or the combination of the OVI term of confinement 1683  
and the confinement for the violation of section 4510.14 of the 1684  
Revised Code or the municipal OVI ordinance imposed by the 1685  
sentencing court, or otherwise does not successfully complete the 1686  
service of the community residential sanction or OVI term of 1687  
confinement in the center, the administrator of the center shall 1688  
report the violation or failure to successfully complete the 1689  
sanction or term directly to the court or to the probation 1690  
department or probation officer with general control and 1691  
supervision over the eligible offender. A failure to successfully 1692  
complete the service of the community residential sanction, the 1693  
OVI term of confinement, or the combination of the OVI term of 1694  
confinement and the confinement for the violation of section 1695  
4510.14 of the Revised Code or the municipal OVI ordinance in the 1696  
center shall be considered a violation of a condition of the 1697  
community residential sanction or the OVI term of confinement. If 1698  
the administrator reports the violation to the probation 1699  
department or probation officer, the department or officer shall 1700  
report the violation to the court. Upon its receipt under this 1701  
division of a report of a violation or failure to complete the 1702  
sanction by a person sentenced to the center under a community 1703  
residential sanction, the court may proceed as specified in 1704  
division (C)(2) of section 2929.25 of the Revised Code based on 1705

the violation or as provided by ordinance of the municipal 1706  
corporation based on the violation, whichever is applicable. Upon 1707  
its receipt under this division of a report of a violation or 1708  
failure to complete the term by a person sentenced to the center 1709  
under an OVI term of confinement, the court shall determine the 1710  
place at which the offender is to serve the remainder of the term 1711  
of confinement. The eligible offender shall receive credit towards 1712  
completing the eligible offender's sentence for the time spent in 1713  
the center after admission to it. 1714

**Sec. 308.13.** (A) The board of trustees of a regional airport 1715  
authority or any officer or employee designated by such board may 1716  
make without competitive bidding any contract for ~~the~~ any purchase 1717  
~~of supplies or material or for labor, lease, lease with option or~~ 1718  
agreement to purchase any property, or any construction contract 1719  
for any work, ~~under the supervision of the board,~~ the cost of 1720  
which shall not exceed ~~fifteen~~ fifty thousand dollars. ~~Except~~ 1721  
~~where the contract is for equipment, materials, or supplies~~ 1722  
~~available from a qualified nonprofit agency pursuant to sections~~ 1723  
~~4115.31 to 4115.35 of the Revised Code, when an expenditure, other~~ 1724  
~~than for the acquisition of real estate, the discharge of~~ 1725  
~~noncontractual claims, personal services, or for the product or~~ 1726  
~~services of public utilities, exceeds fifteen~~ Any purchase, lease, 1727  
lease with option or agreement to purchase, or construction 1728  
contract in excess of fifty thousand dollars, ~~such expenditure~~ 1729  
shall ~~be made only after~~ require that a notice calling for bids 1730  
~~has been~~ be published once a week for ~~three~~ not less than two 1731  
consecutive weeks preceding the day of the opening of the bids in 1732  
a newspaper of general circulation within the territorial 1733  
boundaries of the regional airport authority, ~~or as provided in~~ 1734  
~~section 7.16 of the Revised Code. If~~ The regional airport 1735  
authority also may cause notice to be inserted in trade papers or 1736  
other publications designated by it or to be distributed by 1737

electronic means, including posting the notice on the internet 1738  
site on the world wide web of the regional airport authority. If 1739  
the contracting authority posts the notice on that internet web 1740  
site, the requirement that a second notice be published in a 1741  
newspaper of general circulation within the territorial boundaries 1742  
of the regional airport authority does not apply provided the 1743  
first notice published in that newspaper meets all of the 1744  
following requirements: 1745

(1) It is published at least two weeks prior to the day of 1746  
the opening of the bids. 1747

(2) It includes a statement that the notice is posted on the 1748  
internet site on the world wide web of the regional airport 1749  
authority. 1750

(3) It includes the internet address of the internet site on 1751  
the world wide web of the regional airport authority. 1752

(4) It includes instructions describing how the notice may be 1753  
accessed on the internet site on the world wide web of the 1754  
regional airport authority. 1755

If the bid is for a contract for the construction, 1756  
demolition, alteration, repair, or reconstruction of an 1757  
improvement, it shall meet the requirements of section 153.54 of 1758  
the Revised Code. If the bid is for any other contract authorized 1759  
by this section, it shall be accompanied by a good and approved 1760  
bond with ample security conditioned on the carrying out of the 1761  
contract as determined by the board. The board may let the 1762  
contract to the lowest and best bidder. Such contract shall be in 1763  
writing and shall be accompanied by or shall refer to plans and 1764  
specifications for the work to be done, as approved by the board. 1765  
The plans and specifications ~~shall~~ at all times shall be made and 1766  
considered part of the contract. ~~Said~~ The contract shall be 1767  
approved by the board and signed by its chief executive officer 1768

and by the contractor, and shall be executed in duplicate. 1769

~~(B) Whenever a board of trustees of a regional airport 1770  
authority or any officer or employee designated by the board makes 1771  
a contract for the purchase of supplies or material or for labor 1772  
for any work, the cost of which is greater than one thousand 1773  
dollars but no more than fifteen thousand dollars, the board or 1774  
designated officer or employee shall solicit informal estimates 1775  
from no fewer than three potential suppliers before awarding the 1776  
contract. With regard to each such contract, the board shall 1777  
maintain a record of such estimates, including the name of each 1778  
person from whom an estimate is solicited, for no less than one 1779  
year after the contract is awarded The competitive bidding 1780  
procedures described in division (A) of this section do not apply 1781  
in any of the following circumstances: 1782~~

(1) The board of trustees of a regional airport authority, by 1783  
a majority vote of its members present at any meeting, determines 1784  
that a real and present emergency exists under any of the 1785  
following conditions, and the board enters its determination and 1786  
the reasons for it in its proceedings: 1787

(a) Affecting safety, welfare, or the ability to deliver 1788  
services; 1789

(b) Arising out of an interruption of contracts essential to 1790  
the provision of daily air services and other services related to 1791  
the airport; 1792

(c) Involving actual physical damage to structures, supplies, 1793  
equipment, or property requiring immediate repair or replacement. 1794

(2) The purchase consists of goods or services, or any 1795  
combination thereof, and after reasonable inquiry the board or any 1796  
officer or designee of the board finds that only one source of 1797  
supply is reasonably available. 1798

(3) The expenditure is for a renewal or renegotiation of a 1799

lease or license for telecommunications or informational 1800  
technology equipment, services, or systems, or for the upgrade of 1801  
such equipment, services, or systems, or for the maintenance 1802  
thereof as supplied by the original source or its successors or 1803  
assigns. 1804

(4) The purchase of goods or services is made from another 1805  
political subdivision, public agency, public transit system, 1806  
regional transit authority, the state, or the federal government, 1807  
or as a third-party beneficiary under a state or federal 1808  
procurement contract, or as a participant in a department of 1809  
administrative services contract under division (B) of section 1810  
125.04 of the Revised Code or under an approved purchasing plan of 1811  
this state. 1812

(5) The purchase substantially involves services of a 1813  
personal, professional, highly technical, or scientific nature, 1814  
including the services of an attorney, physician, engineer, 1815  
architect, surveyor, appraiser, investigator, adjuster, 1816  
advertising consultant, or licensed broker, or involves the 1817  
special skills or proprietary knowledge required for the operation 1818  
of the airport owned by the regional transit authority. 1819

(6) Services or supplies are available from a qualified 1820  
nonprofit agency pursuant to sections 4115.31 to 4115.35 of the 1821  
Revised Code. 1822

(7) The purchase consists of the product or services of a 1823  
public utility. 1824

**Sec. 319.09.** The county auditor, if authorized by a 1825  
resolution of the board of county commissioners, may serve as the 1826  
fiscal officer of any department, office, or agency of the county, 1827  
except that the county auditor may not serve as the fiscal officer 1828  
for the office of any county elected officer or any agency 1829  
governed by an appointed board or commission without the written 1830

agreement of that elected officer or agency. 1831

**Sec. 329.40.** (A)(1) The boards of county commissioners of the 1832  
counties of Hocking, Ross, and Vinton, by entering into a written 1833  
agreement, may form a joint county department of job and family 1834  
services to perform the duties, provide the services, and operate 1835  
the programs required under this chapter. The formation of this 1836  
joint county department of job and family services is a pilot 1837  
project. The agreement shall be ratified by resolution of the 1838  
board of county commissioners of each county that entered into the 1839  
agreement. Each board of county commissioners that enters into the 1840  
agreement shall give notice of the agreement to the Ohio 1841  
department of job and family services at least ninety days before 1842  
the agreement's effective date. The agreement shall take effect 1843  
not earlier than the first day of the calendar quarter following 1844  
the ninety-day notice period. The director of job and family 1845  
services shall adopt, as an internal management rule under section 1846  
111.15 of the Revised Code, the form in which the notice shall be 1847  
given. 1848

(2) The boards of county commissioners of the counties 1849  
forming the joint county department shall constitute, 1850  
collectively, the board of directors of the joint county 1851  
department of job and family services. On the effective date of 1852  
the agreement, the board of directors shall take control of and 1853  
manage the joint county department subject to this chapter and all 1854  
other sections of the Revised Code that govern the authority and 1855  
responsibilities of a single board of county commissioners in the 1856  
operation of a single county department of job and family 1857  
services. 1858

(B)(1) The agreement to establish the joint county department 1859  
shall specify all of the following: 1860

(a) The obligations of each board of county commissioners in operating the joint county department, including requiring each board to provide state, federal, and county funds to the operation of the joint county department and the schedule for provision of those funds;

(b) How and which facilities, equipment, and personnel will be shared;

(c) Procedures for the division of resources and obligations should a county or counties withdraw from the joint county department, or should the department cease to exist;

(d) Any contributions of participating counties establishing the joint county department and the rights of those counties in lands or personal property, or rights or interests therein, contributed to or otherwise acquired by the joint county department.

(2) The agreement to establish the joint county department may set forth any or all of the following:

(a) Quality, timeliness, and other standards to be met by each county;

(b) Which family service programs and functions are to be included in the joint county department;

(c) Procedures for the operation of the board of directors, including procedures governing the frequency of meetings and the number of members of the board required to constitute a quorum to take action;

(d) Any other procedures or standards necessary for the joint county department to perform its duties and operate efficiently.

(C) The agreement may be amended by a majority vote of the board of directors of the joint county department, but no amendment shall divest a participating county of any right or

interest in lands or personal property without its consent. 1891

(D) Costs incurred in operating the joint county department 1892  
shall be paid from a joint general fund created by the board of 1893  
directors, except as may be otherwise provided in the agreement. 1894

(E) A joint county department established under this section 1895  
is a public office as defined in section 117.01 of the Revised 1896  
Code. 1897

Sec. 505.012. A member of a board of township trustees may be 1898  
elected or appointed to serve on the governing body of any 1899  
district that is organized or created by the board of township 1900  
trustees, including a district organized or created under section 1901  
505.28, 505.37, 505.371, 505.375, 505.482, 505.71, 511.18, or 1902  
6119.02 of the Revised Code. 1903

~~Sec. 505.60. The following applies until the department of 1904~~  
~~administrative services implements for townships the health care 1905~~  
~~plans under section 9.901 of the Revised Code. If those plans do 1906~~  
~~not include or address any benefits listed in division (A) of this 1907~~  
~~section, the following provisions continue in effect for those 1908~~  
~~benefits.~~ 1909

(A) As provided in this section and section 505.601 of the 1910  
Revised Code, the board of township trustees of any township may 1911  
procure and pay all or any part of the cost of insurance policies 1912  
that may provide benefits for hospitalization, surgical care, 1913  
major medical care, disability, dental care, eye care, medical 1914  
care, hearing aids, prescription drugs, or sickness and accident 1915  
insurance, or a combination of any of the foregoing types of 1916  
insurance for township officers and employees. The board of 1917  
township trustees of any township may negotiate and contract for 1918  
the purchase of a policy of long-term care insurance for township 1919  
officers and employees pursuant to section 124.841 of the Revised 1920

Code. 1921

If the board procures any insurance policies under this 1922  
section, the board shall provide uniform coverage under these 1923  
policies for township officers and full-time township employees 1924  
and their immediate dependents, and may provide coverage under 1925  
these policies for part-time township employees and their 1926  
immediate dependents, from the funds or budgets from which the 1927  
officers or employees are compensated for services, such policies 1928  
to be issued by an insurance company duly authorized to do 1929  
business in this state. 1930

(B) The board may also provide coverage for any or all of the 1931  
benefits described in division (A) of this section by entering 1932  
into a contract for group health care services with health 1933  
insuring corporations holding certificates of authority under 1934  
Chapter 1751. of the Revised Code for township officers and 1935  
employees and their immediate dependents. If the board so 1936  
contracts, it shall provide uniform coverage under any such 1937  
contracts for township officers and full-time township employees 1938  
and their immediate dependents, from the funds or budgets from 1939  
which the officers or employees are compensated for services, and 1940  
may provide coverage under such contracts for part-time township 1941  
employees and their immediate dependents, from the funds or 1942  
budgets from which the officers or employees are compensated for 1943  
services, provided that each officer and employee so covered is 1944  
permitted to: 1945

(1) Choose between a plan offered by an insurance company and 1946  
a plan offered by a health insuring corporation, and provided 1947  
further that the officer or employee pays any amount by which the 1948  
cost of the plan chosen exceeds the cost of the plan offered by 1949  
the board under this section; 1950

(2) Change the choice made under this division at a time each 1951  
year as determined in advance by the board. 1952

An addition of a class or change of definition of coverage to the plan offered under this division by the board may be made at any time that it is determined by the board to be in the best interest of the township. If the total cost to the township of the revised plan for any trustee's coverage does not exceed that cost under the plan in effect during the prior policy year, the revision of the plan does not cause an increase in that trustee's compensation.

(C) Any township officer or employee may refuse to accept any coverage authorized by this section without affecting the availability of such coverage to other township officers and employees.

(D) If any township officer or employee is denied coverage under a health care plan procured under this section or if any township officer or employee elects not to participate in the township's health care plan, the township may reimburse the officer or employee for each out-of-pocket premium attributable to the coverage provided for the officer or employee for insurance benefits described in division (A) of this section that the officer or employee otherwise obtains, but not to exceed an amount equal to the average premium paid by the township for its officers and employees under any health care plan it procures under this section.

(E) The board may provide the benefits authorized under this section, without competitive bidding, by contributing to a health and welfare trust fund administered through or in conjunction with a collective bargaining representative of the township employees.

The board may also provide the benefits described in this section through an individual self-insurance program or a joint self-insurance program as provided in section 9.833 of the Revised Code.

(F) If a board of township trustees fails to pay one or more premiums for a policy, contract, or plan of insurance or health care services authorized under this section and the failure causes a lapse, cancellation, or other termination of coverage under the policy, contract, or plan, it may reimburse a township officer or employee for, or pay on behalf of the officer or employee, any expenses incurred that would have been covered under the policy, contract, or plan.

(G) As used in this section and section 505.601 of the Revised Code:

(1) "Part-time township employee" means a township employee who is hired with the expectation that the employee will work not more than one thousand five hundred hours in any year.

(2) "Premium" does not include any deductible or health care costs paid directly by a township officer or employee.

~~Sec. 505.601. The following applies until the department of administrative services implements for townships the health care plans under section 9.901 of the Revised Code.~~

If a board of township trustees does not procure an insurance policy or group health care services as provided in section 505.60 of the Revised Code, the board of township trustees may reimburse any township officer or employee for each out-of-pocket premium attributable to the coverage provided for that officer or employee for insurance benefits described in division (A) of section 505.60 of the Revised Code that the officer or employee otherwise obtains, if all of the following conditions are met:

(A) The board of township trustees adopts a resolution that states that the township has chosen not to procure a health care plan under section 505.60 of the Revised Code and has chosen instead to reimburse its officers and employees for each

out-of-pocket premium attributable to the coverage provided for 2014  
them for insurance benefits described in division (A) of section 2015  
505.60 of the Revised Code that they otherwise obtain. 2016

(B) That resolution provides for a uniform maximum monthly or 2017  
yearly payment amount for each officer or employee to cover 2018  
themselves and their immediate dependents, beyond which the 2019  
township will not reimburse the officer or employee. 2020

(C) That resolution states the specific benefits listed in 2021  
division (A) of section 505.60 of the Revised Code for which the 2022  
township will reimburse all officers and employees of the 2023  
township. The township may not reimburse officers and employees 2024  
for benefits other than those listed in division (A) of section 2025  
505.60 of the Revised Code. 2026

~~Sec. 505.603. The following applies until the department of 2027  
administrative services implements for townships the health care 2028  
plans under section 9.901 of the Revised Code. If those plans do 2029  
not include or address any benefits incorporated in this section, 2030  
the following provisions continue in effect for those benefits. 2031~~

(A) In addition to or in lieu of providing benefits to 2032  
township officers and employees under section 505.60, 505.601, or 2033  
505.602 of the Revised Code, a board of township trustees may 2034  
offer benefits to officers and employees through a cafeteria plan 2035  
that meets the requirements of section 125 of the "Internal 2036  
Revenue Code of 1986," 100 Stat. 2085, 26 U.S.C.A. 125, as 2037  
amended, after first adopting a policy authorizing an officer or 2038  
employee to receive a cash payment in lieu of a benefit otherwise 2039  
offered to township officers or employees under any of those 2040  
sections, but only if the cash payment does not exceed twenty-five 2041  
per cent of the cost of premiums or payments that otherwise would 2042  
be paid by the board for benefits for the officer or employee 2043  
under an offered policy, contract, or plan. No cash payment in 2044

lieu of a benefit shall be made pursuant to this section unless 2045  
the officer or employee signs a statement affirming that the 2046  
officer or employee is covered under another health insurance or 2047  
health care policy, contract, or plan in the case of a health 2048  
benefit, or a life insurance policy in the case of a life 2049  
insurance benefit, and setting forth the name of the employer, if 2050  
any, that sponsors the coverage, the name of the carrier that 2051  
provides the coverage, and an identifying number of the applicable 2052  
policy, contract, or plan. 2053

(B) In addition to providing the benefits to township 2054  
officers and employees under section 505.60, 505.601, or 505.602 2055  
of the Revised Code, a board of township trustees may offer a 2056  
health and wellness benefit program through which the township 2057  
provides a benefit or incentive to township officers, employees, 2058  
and their immediate dependents to maintain a healthy lifestyle, 2059  
including, but not limited to, programs to encourage healthy 2060  
eating and nutrition, exercise and physical activity, weight 2061  
control or the elimination of obesity, and cessation of smoking or 2062  
alcohol use. 2063

(C) The township fiscal officer may deduct from a township 2064  
employee's salary or wages the amount authorized to be paid by the 2065  
employee for one or more qualified benefits available under 2066  
section 125 of the "Internal Revenue Code of 1986," 26 U.S.C. 125, 2067  
and under the sections listed in division (B) of this section, if 2068  
the employee authorizes in writing that the township fiscal 2069  
officer may deduct that amount from the employee's salary or 2070  
wages, and the benefit is offered to the employee on a group basis 2071  
and at least ten per cent of the township employees voluntarily 2072  
elect to participate in the receipt of that benefit. The township 2073  
fiscal officer may issue warrants for amounts deducted under this 2074  
division to pay program administrators or other insurers for 2075  
benefits authorized under this section or those sections listed in 2076

division (B) of this section. 2077

**Sec. 511.23.** (A) When the vote under section 511.22 of the 2078  
Revised Code is in favor of establishing one or more public parks, 2079  
the board of park commissioners shall constitute a board, to be 2080  
called the board of park commissioners of that township park 2081  
district, and they shall be a body politic and corporate. Their 2082  
office is not a township office within the meaning of section 2083  
703.22 of the Revised Code but is an office of the township park 2084  
district. The members of the board shall serve without 2085  
compensation but shall be allowed their actual and necessary 2086  
expenses incurred in the performance of their duties. 2087

(B) The board may locate, establish, improve, maintain, and 2088  
operate a public park or parks in accordance with division (B) of 2089  
section 511.18 of the Revised Code, with or without recreational 2090  
facilities. Any township park district that contains only 2091  
unincorporated territory and that operated a public park or parks 2092  
outside the township immediately prior to July 18, 1990, may 2093  
continue to improve, maintain, and operate these parks outside the 2094  
township, but further acquisitions of land shall not affect the 2095  
boundaries of the park district itself or the appointing authority 2096  
for the board of park commissioners. 2097

The board may lease, accept a conveyance of, or purchase 2098  
suitable lands for cash, by purchase by installment payments with 2099  
or without a mortgage, by lease or lease-purchase agreements, or 2100  
by lease with option to purchase, may acquire suitable lands 2101  
through an exchange under section 511.241 of the Revised Code, or 2102  
may appropriate suitable lands and materials for park district 2103  
purposes. The board also may lease facilities from other political 2104  
subdivisions or private sources. The board shall have careful 2105  
surveys and plats made of the lands acquired for park district 2106  
purposes and shall establish permanent monuments on the boundaries 2107

of the lands. Those plats, when executed according to sections 2108  
711.01 to 711.38 of the Revised Code, shall be recorded in the 2109  
office of the county recorder, and those records shall be 2110  
admissible in evidence for the purpose of locating and 2111  
ascertaining the true boundaries of the park or parks. 2112

(C) In furtherance of the use and enjoyment of the lands 2113  
controlled by it, the board may accept donations of money or other 2114  
property or act as trustees of land, money, or other property, and 2115  
may use and administer the land, money, or other property as 2116  
stipulated by the donor or as provided in the trust agreement. 2117

The board may receive and expend grants for park purposes 2118  
from agencies and instrumentalities of the United States and this 2119  
state and may enter into contracts or agreements with those 2120  
agencies and instrumentalities to carry out the purposes for which 2121  
the grants were furnished. 2122

(D) In exercising any powers conferred upon the board under 2123  
divisions (B) and (C) of this section and for other types of 2124  
assistance that the board finds necessary in carrying out its 2125  
duties, the board may hire and contract for professional, 2126  
technical, consulting, and other special services and may purchase 2127  
goods and award contracts. The procuring of goods and awarding of 2128  
contracts with a cost in excess of fifty thousand dollars shall be 2129  
done in accordance with the procedures established for the board 2130  
of county commissioners by sections 307.86 to 307.91 of the 2131  
Revised Code. 2132

(E) The board may appoint an executive for the park or parks 2133  
and may designate the executive or another person as the clerk of 2134  
the board. It may appoint all other necessary officers and 2135  
employees, fix their compensation, and prescribe their duties, or 2136  
it may require the executive to appoint all other necessary 2137  
officers and employees, and to fix their compensation and 2138  
prescribe their duties, in accordance with guidelines and policies 2139

adopted by the board. 2140

(F) The board may adopt bylaws and rules that it considers 2141  
advisable for the following purposes: 2142

(1) To prohibit selling, giving away, or using any 2143  
intoxicating liquors in the park or parks; 2144

(2) For the government and control of the park or parks and 2145  
the operation of motor vehicles in the park or parks; 2146

(3) To provide for the protection and preservation of all 2147  
property and natural life within its jurisdiction. 2148

Before the bylaws and rules take effect, the board shall 2149  
provide for a notice of their adoption to be published once a week 2150  
for two consecutive weeks or as provided in section 7.16 of the 2151  
Revised Code, in a newspaper of general circulation in the county 2152  
within which the park district is located. 2153

No person shall violate any of the bylaws or rules. Fines 2154  
levied and collected for violations shall be paid into the 2155  
treasury of the township park district. The board may use moneys 2156  
collected from those fines for any purpose that is not 2157  
inconsistent with sections 511.18 to 511.37 of the Revised Code. 2158

(G) The board may do either of the following: 2159

(1) Establish and charge fees for the use of any facilities 2160  
and services of the park or parks regardless of whether the park 2161  
or parks were acquired before, on, or after September 21, 2000; 2162

(2) Enter into a lease agreement with an individual or 2163  
organization that provides for the exclusive use of a specified 2164  
portion of the park or parks within the township park district by 2165  
that individual or organization for the duration of an event 2166  
produced by the individual or organization. The board, for the 2167  
specific portion of the park or parks covered by the lease 2168  
agreement, may charge a fee to, or permit the individual or 2169

organization to charge a fee to, participants in and spectators at 2170  
the event covered by the agreement. 2171

(H) If the board finds that real or personal property owned 2172  
by the township park district is not currently needed for park 2173  
purposes, the board may lease that property to other persons or 2174  
organizations during any period of time the board determines the 2175  
property will not be needed. If the board finds that competitive 2176  
bidding on a lease is not feasible, it may lease the property 2177  
without taking bids. 2178

(I) The board may exchange property owned by the township 2179  
park district for property owned by the state, another political 2180  
subdivision, or the federal government on terms that it considers 2181  
desirable, without the necessity of competitive bidding. 2182

(J) Any rights or duties established under this section may 2183  
be modified, shared, or assigned by an agreement pursuant to 2184  
section 755.16 of the Revised Code. 2185

**Sec. 703.21.** The surrender of corporate powers by a village 2186  
under section 703.20 or 703.201 of the Revised Code does not 2187  
affect vested rights or accrued liabilities of the village, or the 2188  
power to settle claims, dispose of property, or levy and collect 2189  
taxes to pay existing obligations. But, after the presentation of 2190  
the petition mentioned in section 703.20 of the Revised Code or 2191  
receipt of the audit report and notice mentioned in section 2192  
703.201 of the Revised Code, the legislative authority of the 2193  
village shall not create any new liability until the result of the 2194  
election under section 703.20 of the Revised Code is declared or 2195  
the decision of the court of common pleas under division (C) of 2196  
section 703.201 of the Revised Code is declared, or thereafter, if 2197  
the result, in either case, is for the surrender of the village's 2198  
corporate powers. If the auditor of state notifies the village 2199  
that the attorney general may file a legal action under section 2200

703.201 of the Revised Code, but the attorney general does not 2201  
file such an action, the village shall not create any new 2202  
liability for thirty days after receipt of the auditor of state's 2203  
notice. 2204

Due and unpaid taxes may be collected after the surrender of 2205  
corporate powers, and all moneys or property remaining after the 2206  
surrender belongs to the township or townships located wholly or 2207  
partly within the village. If more than one township is to receive 2208  
the remaining money or property, the money and property shall be 2209  
divided among the townships in proportion to the amount of 2210  
territory that each township has within the village boundaries as 2211  
compared to the total territory within the village. 2212

After the surrender of corporate powers, all resolutions of 2213  
the township or townships into which the village's territory was 2214  
dissolved shall apply throughout the township's newly included 2215  
territory. 2216

**Sec. 731.141.** In those villages that have established the 2217  
position of village administrator, as provided by section 735.271 2218  
of the Revised Code, the village administrator shall make 2219  
contracts, purchase supplies and materials, and provide labor for 2220  
any work under the administrator's supervision involving not more 2221  
than ~~twenty-five~~ fifty thousand dollars. When an expenditure, 2222  
other than the compensation of persons employed by the village, 2223  
exceeds ~~twenty-five~~ fifty thousand dollars, the expenditure shall 2224  
first be authorized and directed by ordinance of the legislative 2225  
authority of the village. When so authorized and directed, except 2226  
where the contract is for equipment, services, materials, or 2227  
supplies to be purchased under division (D) of section 713.23 or 2228  
section 125.04 or 5513.01 of the Revised Code, available from a 2229  
qualified nonprofit agency pursuant to sections 4115.31 to 4115.35 2230  
of the Revised Code, or required to be purchased from a qualified 2231

nonprofit agency under sections 125.60 to 125.6012 of the Revised 2232  
Code, the village administrator shall make a written contract with 2233  
the lowest and best bidder after advertisement for not less than 2234  
two nor more than four consecutive weeks in a newspaper of general 2235  
circulation within the village or as provided in section 7.16 of 2236  
the Revised Code. The bids shall be opened and shall be publicly 2237  
read by the village administrator or a person designated by the 2238  
village administrator at the time, date, and place as specified in 2239  
the advertisement to bidders or specifications. The time, date, 2240  
and place of bid openings may be extended to a later date by the 2241  
village administrator, provided that written or oral notice of the 2242  
change shall be given to all persons who have received or 2243  
requested specifications no later than ninety-six hours prior to 2244  
the original time and date fixed for the opening. All contracts 2245  
shall be executed in the name of the village and signed on its 2246  
behalf by the village administrator and the clerk. 2247

The legislative authority of a village may provide, by 2248  
ordinance, for central purchasing for all offices, departments, 2249  
divisions, boards, and commissions of the village, under the 2250  
direction of the village administrator, who shall make contracts, 2251  
purchase supplies or materials, and provide labor for any work of 2252  
the village in the manner provided by this section. 2253

**Sec. 735.05.** The director of public service may make any 2254  
contract, purchase supplies or material, or provide labor for any 2255  
work under the supervision of the department of public service 2256  
involving not more than ~~twenty-five~~ fifty thousand dollars. When 2257  
an expenditure within the department, other than the compensation 2258  
of persons employed in the department, exceeds ~~twenty-five~~ fifty 2259  
thousand dollars, the expenditure shall first be authorized and 2260  
directed by ordinance of the city legislative authority. When so 2261  
authorized and directed, except where the contract is for 2262  
equipment, services, materials, or supplies to be purchased under 2263

division (D) of section 713.23 or section 125.04 or 5513.01 of the Revised Code or available from a qualified nonprofit agency pursuant to sections 4115.31 to 4115.35 of the Revised Code, the director shall make a written contract with the lowest and best bidder after advertisement for not less than two nor more than four consecutive weeks in a newspaper of general circulation within the city or as provided in section 7.16 of the Revised Code.

**Sec. 737.03.** The director of public safety shall manage and make all contracts with reference to police stations, fire houses, reform schools, infirmaries, hospitals other than municipal hospitals operated pursuant to Chapter 749. of the Revised Code, workhouses, farms, pesthouses, and all other charitable and reformatory institutions. In the control and supervision of those institutions, the director shall be governed by the provisions of Title VII of the Revised Code relating to those institutions.

The director may make all contracts and expenditures of money for acquiring lands for the erection or repairing of station houses, police stations, fire department buildings, fire cisterns, and plugs, that are required, for the purchase of engines, apparatus, and all other supplies necessary for the police and fire departments, and for other undertakings and departments under the director's supervision, but no obligation involving an expenditure of more than ~~twenty-five~~ fifty thousand dollars shall be created unless first authorized and directed by ordinance. In making, altering, or modifying those contracts, the director shall be governed by sections 735.05 to 735.09 of the Revised Code, except that all bids shall be filed with and opened by the director. The director shall make no sale or disposition of any property belonging to the city without first being authorized by resolution or ordinance of the city legislative authority.

**Sec. 749.26.** The board of hospital trustees, before entering 2295  
into any contract for the erection of a hospital building, or for 2296  
the rebuilding or repair of a hospital building, the cost of which 2297  
exceeds ~~ten~~ fifty thousand dollars, shall have plans, 2298  
specifications, detailed drawings, and forms of bids prepared, and 2299  
when adopted by the board it shall have them printed for 2300  
distribution among the bidders. 2301

**Sec. 749.28.** The board of hospital trustees shall not enter 2302  
into a contract for work or supplies where the estimated cost 2303  
exceeds ~~ten~~ fifty thousand dollars, without first giving thirty 2304  
days' notice in one newspaper of general circulation in the 2305  
municipal corporation that sealed proposals will be received for 2306  
doing the work or furnishing the materials and supplies. 2307

**Sec. 749.31.** Except where the contract is for equipment, 2308  
services, materials, or supplies available from a qualified 2309  
nonprofit agency pursuant to sections 4115.31 to 4115.35 of the 2310  
Revised Code, the board of hospital trustees shall enter into a 2311  
contract for work or supplies where the estimated cost exceeds ~~ten~~ 2312  
fifty thousand dollars with the lowest and best bidder. Where the 2313  
contract is for other than the construction, demolition, 2314  
alteration, repair, or reconstruction of an improvement, the board 2315  
shall enter into the contract when the bidder gives bond to the 2316  
board, with such security as the board approves, that ~~he~~ the 2317  
bidder will perform the work and furnish materials or supplies in 2318  
accordance with the contract. On the failure of such bidder within 2319  
a reasonable time, to be fixed by the board, to enter into bond 2320  
with such security, a contract may be made with the next lowest 2321  
and best bidder, and so on until a contract is effected by a 2322  
contractor giving such bond. The board may reject any bid. 2323

**Sec. 753.15.** (A) Except as provided in division (B) of this 2324

section, in a city, a workhouse erected for the joint use of the 2325  
city and the county in which such city is located shall be managed 2326  
and controlled by a joint board composed of the board of county 2327  
commissioners and the board of control of the city, and in a 2328  
village by the board of county commissioners and the board of 2329  
trustees of public affairs. Such joint board shall have all the 2330  
powers and duties in the management, control, and maintenance of 2331  
such workhouse as are conferred upon the director of public safety 2332  
in cities, and in addition thereto it may construct sewers for 2333  
such workhouse and pay therefor from funds raised by taxation for 2334  
the maintenance of such institution. 2335

The joint board may lease or purchase suitable property and 2336  
buildings for a workhouse, or real estate for the purpose of 2337  
erecting and maintaining a workhouse thereon, but it shall not 2338  
expend more than ~~ten~~ fifty thousand dollars for any such purpose 2339  
unless such amount is approved by a majority of the voters of the 2340  
county, exclusive of the municipal corporation, voting at a 2341  
general election. 2342

(B) In lieu of forming a joint board to manage and control a 2343  
workhouse erected for the joint use of the city and the county in 2344  
which the city is located, the board of county commissioners and 2345  
the legislative authority of the city may enter into a contract 2346  
for the private operation and management of the workhouse as 2347  
provided in section 9.06 of the Revised Code, but only if the 2348  
workhouse is used solely for misdemeanor inmates. In order to 2349  
enter into a contract under section 9.06 of the Revised Code, both 2350  
the board and the legislative authority shall approve and be 2351  
parties to the contract. 2352

**Sec. 755.29.** The board of park trustees, before entering into 2353  
any contract for the performance of any work, the cost of which 2354  
exceeds ~~twenty-five~~ fifty thousand dollars, shall cause plans and 2355

specifications and forms of bids to be prepared, and when adopted 2356  
by the board, shall have them printed for distribution among 2357  
bidders. 2358

**Sec. 755.30.** The board of park trustees shall not enter into 2359  
any contract for work or supplies, where the estimated cost 2360  
thereof exceeds ~~ten~~ fifty thousand dollars, without first giving 2361  
thirty days' notice in one newspaper of general circulation in the 2362  
municipal corporation that sealed proposals may be received for 2363  
doing the work or furnishing such materials and supplies. 2364

**Sec. 1545.07.** The commissioners appointed in accordance with 2365  
section 1545.05 or pursuant to section 1545.041 of the Revised 2366  
Code shall constitute the board of park commissioners of the park 2367  
district. Such board shall be a body politic and corporate, and 2368  
may sue and be sued as provided in sections 1545.01 to 1545.28 of 2369  
the Revised Code. Such board may employ a secretary and such other 2370  
employees as are necessary in the performance of the powers 2371  
conferred in such sections. The board may appoint a treasurer to 2372  
act as custodian of the board's funds and as fiscal officer for 2373  
the park district. For the purposes of acquiring, planning, 2374  
developing, protecting, maintaining, or improving lands and 2375  
facilities thereon under section 1545.11 of the Revised Code, and 2376  
for other types of assistance which it finds necessary in carrying 2377  
out its duties under Chapter 1545. of the Revised Code, the board 2378  
may hire and contract for professional, technical, consulting, and 2379  
other special services, including, in accordance with division (D) 2380  
of section 309.09 of the Revised Code, the legal services of the 2381  
prosecuting attorney of the county in which the park district is 2382  
located, and may purchase goods. In procuring any goods with a 2383  
cost in excess of fifty thousand dollars, the board shall contract 2384  
as a contracting authority under sections 307.86 to 307.91 of the 2385  
Revised Code, to the same extent and with the same limitations as 2386

a board of county commissioners. In procuring services, the board 2387  
shall contract in the manner and under procedures established by 2388  
the bylaws of the board as required in section 1545.09 of the 2389  
Revised Code. 2390

**Sec. 1901.01.** (A) There is hereby established a municipal 2391  
court in each of the following municipal corporations: 2392

Akron, Alliance, Ashland, Ashtabula, Athens, Avon Lake, 2393  
Barberton, Bedford, Bellefontaine, Bellevue, Berea, Bowling Green, 2394  
Bryan, Bucyrus, Cambridge, Campbell, Canton, Carrollton, Celina, 2395  
Chardon, Chesapeake, Chillicothe, Cincinnati, Circleville, 2396  
Cleveland, Cleveland Heights, Columbus, Conneaut, Coshocton, 2397  
Cuyahoga Falls, Dayton, Defiance, Delaware, East Cleveland, East 2398  
Liverpool, Eaton, Elyria, Euclid, Fairborn, Fairfield, Findlay, 2399  
Fostoria, Franklin, Fremont, Gallipolis, Garfield Heights, 2400  
Georgetown, Girard, Greenville, Hamilton, Hillsboro, Huron, 2401  
Ironton, Jackson, Kenton, Kettering, Lakewood, Lancaster, Lebanon, 2402  
Lima, Logan, London, Lorain, Lyndhurst, Mansfield, Marietta, 2403  
Marion, Marysville, Mason, Massillon, Maumee, Medina, Mentor, 2404  
Miamisburg, Middletown, Millersburg, Mount Gilead, Mount Vernon, 2405  
Napoleon, Newark, New Philadelphia, Newton Falls, Niles, Norwalk, 2406  
Oakwood, Oberlin, Oregon, Ottawa, Painesville, Parma, Perrysburg, 2407  
Port Clinton, Portsmouth, Ravenna, Rocky River, Sandusky, Shaker 2408  
Heights, Shelby, Sidney, South Euclid, Springfield, Steubenville, 2409  
Struthers, Sylvania, Tiffin, Toledo, Troy, Upper Sandusky, Urbana, 2410  
Vandalia, Van Wert, Vermilion, Wadsworth, Wapakoneta, Warren, City 2411  
of Washington in Fayette county, to be known as Washington Court 2412  
House, Willoughby, Wilmington, Wooster, Xenia, Youngstown, and 2413  
Zanesville. 2414

(B) There is hereby established a municipal court within 2415  
Clermont county in Batavia or in any other municipal corporation 2416  
or unincorporated territory within Clermont county that is 2417

selected by the legislative authority of the Clermont county 2418  
municipal court. The municipal court established by this division 2419  
is a continuation of the municipal court previously established in 2420  
Batavia by this section before the enactment of this division. 2421

(C) There is hereby established a municipal court within 2422  
Columbiana county in Lisbon or in any other municipal corporation 2423  
or unincorporated territory within Columbiana county, except the 2424  
municipal corporation of East Liverpool or Liverpool or St. Clair 2425  
township, that is selected by the judges of the municipal court 2426  
pursuant to division (I) of section 1901.021 of the Revised Code. 2427

(D) Effective January 1, 2008, there is hereby established a 2428  
municipal court within Erie county in Milan or in any other 2429  
municipal corporation or unincorporated territory within Erie 2430  
county that is within the territorial jurisdiction of the Erie 2431  
county municipal court and is selected by the legislative 2432  
authority of that court. 2433

(E) The Cuyahoga Falls municipal court shall remain in 2434  
existence until December 31, 2008, and shall be replaced by the 2435  
Stow municipal court on January 1, 2009. 2436

(F) Effective January 1, 2009, there is hereby established a 2437  
municipal court in the municipal corporation of Stow. 2438

(G) Effective July 1, 2010, there is hereby established a 2439  
municipal court within Montgomery county in any municipal 2440  
corporation or unincorporated territory within Montgomery county, 2441  
except the municipal corporations of Centerville, Clayton, Dayton, 2442  
Englewood, Germantown, Kettering, Miamisburg, Moraine, Oakwood, 2443  
Union, Vandalia, and West Carrollton and Butler, German, Harrison, 2444  
Miami, and Washington townships, that is selected by the 2445  
legislative authority of that court. 2446

(H) Effective January 1, 2013, there is hereby established a 2447  
municipal court within Sandusky county in any municipal 2448

corporation or unincorporated territory within Sandusky county, 2449  
except the municipal corporations of Bellevue and Fremont and 2450  
Ballville, Sandusky, and York townships, that is selected by the 2451  
legislative authority of that court. 2452

**Sec. 1901.02.** (A) The municipal courts established by section 2453  
1901.01 of the Revised Code have jurisdiction within the corporate 2454  
limits of their respective municipal corporations, or, for the 2455  
Clermont county municipal court, the Columbiana county municipal 2456  
court, and, effective January 1, 2008, the Erie county municipal 2457  
court, within the municipal corporation or unincorporated 2458  
territory in which they are established, and are courts of record. 2459  
Each of the courts shall be styled 2460  
"..... municipal court," inserting 2461  
the name of the municipal corporation, except the following 2462  
courts, which shall be styled as set forth below: 2463

(1) The municipal court established in Chesapeake that shall 2464  
be styled and known as the "Lawrence county municipal court"; 2465

(2) The municipal court established in Cincinnati that shall 2466  
be styled and known as the "Hamilton county municipal court"; 2467

(3) The municipal court established in Ravenna that shall be 2468  
styled and known as the "Portage county municipal court"; 2469

(4) The municipal court established in Athens that shall be 2470  
styled and known as the "Athens county municipal court"; 2471

(5) The municipal court established in Columbus that shall be 2472  
styled and known as the "Franklin county municipal court"; 2473

(6) The municipal court established in London that shall be 2474  
styled and known as the "Madison county municipal court"; 2475

(7) The municipal court established in Newark that shall be 2476  
styled and known as the "Licking county municipal court"; 2477

(8) The municipal court established in Wooster that shall be 2478

styled and known as the "Wayne county municipal court";	2479
(9) The municipal court established in Wapakoneta that shall be styled and known as the "Auglaize county municipal court";	2480 2481
(10) The municipal court established in Troy that shall be styled and known as the "Miami county municipal court";	2482 2483
(11) The municipal court established in Bucyrus that shall be styled and known as the "Crawford county municipal court";	2484 2485
(12) The municipal court established in Logan that shall be styled and known as the "Hocking county municipal court";	2486 2487
(13) The municipal court established in Urbana that shall be styled and known as the "Champaign county municipal court";	2488 2489
(14) The municipal court established in Jackson that shall be styled and known as the "Jackson county municipal court";	2490 2491
(15) The municipal court established in Springfield that shall be styled and known as the "Clark county municipal court";	2492 2493
(16) The municipal court established in Kenton that shall be styled and known as the "Hardin county municipal court";	2494 2495
(17) The municipal court established within Clermont county in Batavia or in any other municipal corporation or unincorporated territory within Clermont county that is selected by the legislative authority of that court that shall be styled and known as the "Clermont county municipal court";	2496 2497 2498 2499 2500
(18) The municipal court established in Wilmington that, beginning July 1, 1992, shall be styled and known as the "Clinton county municipal court";	2501 2502 2503
(19) The municipal court established in Port Clinton that shall be styled and known as "the Ottawa county municipal court";	2504 2505
(20) The municipal court established in Lancaster that, beginning January 2, 2000, shall be styled and known as the	2506 2507

"Fairfield county municipal court";	2508
(21) The municipal court established within Columbiana county	2509
in Lisbon or in any other municipal corporation or unincorporated	2510
territory selected pursuant to division (I) of section 1901.021 of	2511
the Revised Code, that shall be styled and known as the	2512
"Columbiana county municipal court";	2513
(22) The municipal court established in Georgetown that,	2514
beginning February 9, 2003, shall be styled and known as the	2515
"Brown county municipal court";	2516
(23) The municipal court established in Mount Gilead that,	2517
beginning January 1, 2003, shall be styled and known as the	2518
"Morrow county municipal court";	2519
(24) The municipal court established in Greenville that,	2520
beginning January 1, 2005, shall be styled and known as the "Darke	2521
county municipal court";	2522
(25) The municipal court established in Millersburg that,	2523
beginning January 1, 2007, shall be styled and known as the	2524
"Holmes county municipal court";	2525
(26) The municipal court established in Carrollton that,	2526
beginning January 1, 2007, shall be styled and known as the	2527
"Carroll county municipal court";	2528
(27) The municipal court established within Erie county in	2529
Milan or established in any other municipal corporation or	2530
unincorporated territory that is within Erie county, is within the	2531
territorial jurisdiction of that court, and is selected by the	2532
legislative authority of that court that, beginning January 1,	2533
2008, shall be styled and known as the "Erie county municipal	2534
court";	2535
(28) The municipal court established in Ottawa that,	2536
beginning January 1, 2011, shall be styled and known as the	2537

"Putnam county municipal court"; 2538

(29) The municipal court established within Montgomery county 2539  
in any municipal corporation or unincorporated territory within 2540  
Montgomery county, except the municipal corporations of 2541  
Centerville, Clayton, Dayton, Englewood, Germantown, Kettering, 2542  
Miamisburg, Moraine, Oakwood, Union, Vandalia, and West Carrollton 2543  
and Butler, German, Harrison, Miami, and Washington townships, 2544  
that is selected by the legislative authority of that court and 2545  
that, beginning July 1, 2010, shall be styled and known as the 2546  
"Montgomery county municipal court"; 2547

(30) The municipal court established within Sandusky county 2548  
in any municipal corporation or unincorporated territory within 2549  
Sandusky county, except the municipal corporations of Bellevue and 2550  
Fremont and Ballville, Sandusky, and York townships, that is 2551  
selected by the legislative authority of that court and that, 2552  
beginning January 1, 2013, shall be styled and known as the 2553  
"Sandusky county municipal court." 2554

(B) In addition to the jurisdiction set forth in division (A) 2555  
of this section, the municipal courts established by section 2556  
1901.01 of the Revised Code have jurisdiction as follows: 2557

The Akron municipal court has jurisdiction within Bath, 2558  
Richfield, and Springfield townships, and within the municipal 2559  
corporations of Fairlawn, Lakemore, and Mogadore, in Summit 2560  
county. 2561

The Alliance municipal court has jurisdiction within 2562  
Lexington, Marlboro, Paris, and Washington townships in Stark 2563  
county. 2564

The Ashland municipal court has jurisdiction within Ashland 2565  
county. 2566

The Ashtabula municipal court has jurisdiction within 2567  
Ashtabula, Plymouth, and Saybrook townships in Ashtabula county. 2568

The Athens county municipal court has jurisdiction within Athens county.	2569 2570
The Auglaize county municipal court has jurisdiction within Auglaize county.	2571 2572
The Avon Lake municipal court has jurisdiction within the municipal corporations of Avon and Sheffield in Lorain county.	2573 2574
The Barberton municipal court has jurisdiction within Coventry, Franklin, and Green townships, within all of Copley township except within the municipal corporation of Fairlawn, and within the municipal corporations of Clinton and Norton, in Summit county.	2575 2576 2577 2578 2579
The Bedford municipal court has jurisdiction within the municipal corporations of Bedford Heights, Oakwood, Glenwillow, Solon, Bentleyville, Chagrin Falls, Moreland Hills, Orange, Warrensville Heights, North Randall, and Woodmere, and within Warrensville and Chagrin Falls townships, in Cuyahoga county.	2580 2581 2582 2583 2584
The Bellefontaine municipal court has jurisdiction within Logan county.	2585 2586
The Bellevue municipal court has jurisdiction within Lyme and Sherman townships in Huron county and within York township in Sandusky county.	2587 2588 2589
The Berea municipal court has jurisdiction within the municipal corporations of Strongsville, Middleburgh Heights, Brook Park, Westview, and Olmsted Falls, and within Olmsted township, in Cuyahoga county.	2590 2591 2592 2593
The Bowling Green municipal court has jurisdiction within the municipal corporations of Bairdstown, Bloomdale, Bradner, Custar, Cygnet, Grand Rapids, Haskins, Hoytville, Jerry City, Milton Center, North Baltimore, Pemberville, Portage, Rising Sun, Tontogany, Wayne, West Millgrove, and Weston, and within Bloom,	2594 2595 2596 2597 2598

Center, Freedom, Grand Rapids, Henry, Jackson, Liberty, Middleton,	2599
Milton, Montgomery, Plain, Portage, Washington, Webster, and	2600
Weston townships in Wood county.	2601
Beginning February 9, 2003, the Brown county municipal court	2602
has jurisdiction within Brown county.	2603
The Bryan municipal court has jurisdiction within Williams	2604
county.	2605
The Cambridge municipal court has jurisdiction within	2606
Guernsey county.	2607
The Campbell municipal court has jurisdiction within	2608
Coitsville township in Mahoning county.	2609
The Canton municipal court has jurisdiction within Canton,	2610
Lake, Nimishillen, Osnaburg, Pike, Plain, and Sandy townships in	2611
Stark county.	2612
The Carroll county municipal court has jurisdiction within	2613
Carroll county.	2614
The Celina municipal court has jurisdiction within Mercer	2615
county.	2616
The Champaign county municipal court has jurisdiction within	2617
Champaign county.	2618
The Chardon municipal court has jurisdiction within Geauga	2619
county.	2620
The Chillicothe municipal court has jurisdiction within Ross	2621
county.	2622
The Circleville municipal court has jurisdiction within	2623
Pickaway county.	2624
The Clark county municipal court has jurisdiction within	2625
Clark county.	2626
The Clermont county municipal court has jurisdiction within	2627

Clermont county.	2628
The Cleveland municipal court has jurisdiction within the	2629
municipal corporation of Bratenahl in Cuyahoga county.	2630
Beginning July 1, 1992, the Clinton county municipal court	2631
has jurisdiction within Clinton county.	2632
The Columbiana county municipal court has jurisdiction within	2633
all of Columbiana county except within the municipal corporation	2634
of East Liverpool and except within Liverpool and St. Clair	2635
townships.	2636
The Coshocton municipal court has jurisdiction within	2637
Coshocton county.	2638
The Crawford county municipal court has jurisdiction within	2639
Crawford county.	2640
Until December 31, 2008, the Cuyahoga Falls municipal court	2641
has jurisdiction within Boston, Hudson, Northfield Center,	2642
Sagamore Hills, and Twinsburg townships, and within the municipal	2643
corporations of Boston Heights, Hudson, Munroe Falls, Northfield,	2644
Peninsula, Reminderville, Silver Lake, Stow, Tallmadge, Twinsburg,	2645
and Macedonia, in Summit county.	2646
Beginning January 1, 2005, the Darke county municipal court	2647
has jurisdiction within Darke county except within the municipal	2648
corporation of Bradford.	2649
The Defiance municipal court has jurisdiction within Defiance	2650
county.	2651
The Delaware municipal court has jurisdiction within Delaware	2652
county.	2653
The East Liverpool municipal court has jurisdiction within	2654
Liverpool and St. Clair townships in Columbiana county.	2655
The Eaton municipal court has jurisdiction within Preble	2656
county.	2657

The Elyria municipal court has jurisdiction within the 2658  
municipal corporations of Grafton, LaGrange, and North Ridgeville, 2659  
and within Elyria, Carlisle, Eaton, Columbia, Grafton, and 2660  
LaGrange townships, in Lorain county. 2661

Beginning January 1, 2008, the Erie county municipal court 2662  
has jurisdiction within Erie county except within the townships of 2663  
Florence, Huron, Perkins, and Vermilion and the municipal 2664  
corporations of Bay View, Castalia, Huron, Sandusky, and 2665  
Vermilion. 2666

The Fairborn municipal court has jurisdiction within the 2667  
municipal corporation of Beavercreek and within Bath and 2668  
Beavercreek townships in Greene county. 2669

Beginning January 2, 2000, the Fairfield county municipal 2670  
court has jurisdiction within Fairfield county. 2671

The Findlay municipal court has jurisdiction within all of 2672  
Hancock county except within Washington township. 2673

The Fostoria municipal court has jurisdiction within Loudon 2674  
and Jackson townships in Seneca county, within Washington township 2675  
in Hancock county, and within Perry township, except within the 2676  
municipal corporation of West Millgrove, in Wood county. 2677

The Franklin municipal court has jurisdiction within Franklin 2678  
township in Warren county. 2679

The Franklin county municipal court has jurisdiction within 2680  
Franklin county. 2681

The Fremont municipal court has jurisdiction within Ballville 2682  
and Sandusky townships in Sandusky county. 2683

The Gallipolis municipal court has jurisdiction within Gallia 2684  
county. 2685

The Garfield Heights municipal court has jurisdiction within 2686  
the municipal corporations of Maple Heights, Walton Hills, Valley 2687

View, Cuyahoga Heights, Newburgh Heights, Independence, and Brecksville in Cuyahoga county.	2688 2689
The Girard municipal court has jurisdiction within Liberty, Vienna, and Hubbard townships in Trumbull county.	2690 2691
The Hamilton municipal court has jurisdiction within Ross and St. Clair townships in Butler county.	2692 2693
The Hamilton county municipal court has jurisdiction within Hamilton county.	2694 2695
The Hardin county municipal court has jurisdiction within Hardin county.	2696 2697
The Hillsboro municipal court has jurisdiction within all of Highland county except within Madison township.	2698 2699
The Hocking county municipal court has jurisdiction within Hocking county.	2700 2701
The Holmes county municipal court has jurisdiction within Holmes county.	2702 2703
The Huron municipal court has jurisdiction within all of Huron township in Erie county except within the municipal corporation of Sandusky.	2704 2705 2706
The Ironton municipal court has jurisdiction within Aid, Decatur, Elizabeth, Hamilton, Lawrence, Upper, and Washington townships in Lawrence county.	2707 2708 2709
The Jackson county municipal court has jurisdiction within Jackson county.	2710 2711
The Kettering municipal court has jurisdiction within the municipal corporations of Centerville and Moraine, and within Washington township, in Montgomery county.	2712 2713 2714
Until January 2, 2000, the Lancaster municipal court has jurisdiction within Fairfield county.	2715 2716

The Lawrence county municipal court has jurisdiction within	2717
the townships of Fayette, Mason, Perry, Rome, Symmes, Union, and	2718
Windsor in Lawrence county.	2719
The Lebanon municipal court has jurisdiction within	2720
Turtlecreek township in Warren county.	2721
The Licking county municipal court has jurisdiction within	2722
Licking county.	2723
The Lima municipal court has jurisdiction within Allen	2724
county.	2725
The Lorain municipal court has jurisdiction within the	2726
municipal corporation of Sheffield Lake, and within Sheffield	2727
township, in Lorain county.	2728
The Lyndhurst municipal court has jurisdiction within the	2729
municipal corporations of Mayfield Heights, Gates Mills, Mayfield,	2730
Highland Heights, and Richmond Heights in Cuyahoga county.	2731
The Madison county municipal court has jurisdiction within	2732
Madison county.	2733
The Mansfield municipal court has jurisdiction within	2734
Madison, Springfield, Sandusky, Franklin, Weller, Mifflin, Troy,	2735
Washington, Monroe, Perry, Jefferson, and Worthington townships,	2736
and within sections 35-36-31 and 32 of Butler township, in	2737
Richland county.	2738
The Marietta municipal court has jurisdiction within	2739
Washington county.	2740
The Marion municipal court has jurisdiction within Marion	2741
county.	2742
The Marysville municipal court has jurisdiction within Union	2743
county.	2744
The Mason municipal court has jurisdiction within Deerfield	2745
township in Warren county.	2746

The Massillon municipal court has jurisdiction within	2747
Bethlehem, Perry, Sugar Creek, Tuscarawas, Lawrence, and Jackson	2748
townships in Stark county.	2749
The Maumee municipal court has jurisdiction within the	2750
municipal corporations of Waterville and Whitehouse, within	2751
Waterville and Providence townships, and within those portions of	2752
Springfield, Monclova, and Swanton townships lying south of the	2753
northerly boundary line of the Ohio turnpike, in Lucas county.	2754
The Medina municipal court has jurisdiction within the	2755
municipal corporations of Briarwood Beach, Brunswick,	2756
Chippewa-on-the-Lake, and Spencer and within the townships of	2757
Brunswick Hills, Chatham, Granger, Hinckley, Lafayette,	2758
Litchfield, Liverpool, Medina, Montville, Spencer, and York	2759
townships, in Medina county.	2760
The Mentor municipal court has jurisdiction within the	2761
municipal corporation of Mentor-on-the-Lake in Lake county.	2762
The Miami county municipal court has jurisdiction within	2763
Miami county and within the part of the municipal corporation of	2764
Bradford that is located in Darke county.	2765
The Miamisburg municipal court has jurisdiction within the	2766
municipal corporations of Germantown and West Carrollton, and	2767
within German and Miami townships in Montgomery county.	2768
The Middletown municipal court has jurisdiction within	2769
Madison township, and within all of Lemon township, except within	2770
the municipal corporation of Monroe, in Butler county.	2771
Beginning July 1, 2010, the Montgomery county municipal court	2772
has jurisdiction within all of Montgomery county except for the	2773
municipal corporations of Centerville, Clayton, Dayton, Englewood,	2774
Germantown, Kettering, Miamisburg, Moraine, Oakwood, Union,	2775
Vandalia, and West Carrollton and Butler, German, Harrison, Miami,	2776
and Washington townships.	2777

Beginning January 1, 2003, the Morrow county municipal court	2778
has jurisdiction within Morrow county.	2779
The Mount Vernon municipal court has jurisdiction within Knox	2780
county.	2781
The Napoleon municipal court has jurisdiction within Henry	2782
county.	2783
The New Philadelphia municipal court has jurisdiction within	2784
the municipal corporation of Dover, and within Auburn, Bucks,	2785
Fairfield, Goshen, Jefferson, Warren, York, Dover, Franklin,	2786
Lawrence, Sandy, Sugarcreek, and Wayne townships in Tuscarawas	2787
county.	2788
The Newton Falls municipal court has jurisdiction within	2789
Bristol, Bloomfield, Lordstown, Newton, Braceville, Southington,	2790
Farmington, and Mesopotamia townships in Trumbull county.	2791
The Niles municipal court has jurisdiction within the	2792
municipal corporation of McDonald, and within Weathersfield	2793
township in Trumbull county.	2794
The Norwalk municipal court has jurisdiction within all of	2795
Huron county except within the municipal corporation of Bellevue	2796
and except within Lyme and Sherman townships.	2797
The Oberlin municipal court has jurisdiction within the	2798
municipal corporations of Amherst, Kipton, Rochester, South	2799
Amherst, and Wellington, and within Henrietta, Russia, Camden,	2800
Pittsfield, Brighton, Wellington, Penfield, Rochester, and	2801
Huntington townships, and within all of Amherst township except	2802
within the municipal corporation of Lorain, in Lorain county.	2803
The Oregon municipal court has jurisdiction within the	2804
municipal corporation of Harbor View, and within Jerusalem	2805
township, in Lucas county, and north within Maumee Bay and Lake	2806
Erie to the boundary line between Ohio and Michigan between the	2807

easterly boundary of the court and the easterly boundary of the Toledo municipal court.	2808 2809
The Ottawa county municipal court has jurisdiction within Ottawa county.	2810 2811
The Painesville municipal court has jurisdiction within Painesville, Perry, Leroy, Concord, and Madison townships in Lake county.	2812 2813 2814
The Parma municipal court has jurisdiction within the municipal corporations of Parma Heights, Brooklyn, Linndale, North Royalton, Broadview Heights, Seven Hills, and Brooklyn Heights in Cuyahoga county.	2815 2816 2817 2818
The Perrysburg municipal court has jurisdiction within the municipal corporations of Luckey, Millbury, Northwood, Rossford, and Walbridge, and within Perrysburg, Lake, and Troy townships, in Wood county.	2819 2820 2821 2822
The Portage county municipal court has jurisdiction within Portage county.	2823 2824
The Portsmouth municipal court has jurisdiction within Scioto county.	2825 2826
The Putnam county municipal court has jurisdiction within Putnam county.	2827 2828
The Rocky River municipal court has jurisdiction within the municipal corporations of Bay Village, Westlake, Fairview Park, and North Olmsted, and within Riveredge township, in Cuyahoga county.	2829 2830 2831 2832
The Sandusky municipal court has jurisdiction within the municipal corporations of Castalia and Bay View, and within Perkins township, in Erie county.	2833 2834 2835
<u>Beginning January 1, 2013, the Sandusky county municipal court has jurisdiction within all of Sandusky county except within</u>	2836 2837

the municipal corporations of Bellevue and Fremont and Ballville, 2838  
Sandusky, and York townships. 2839

The Shaker Heights municipal court has jurisdiction within 2840  
the municipal corporations of University Heights, Beachwood, 2841  
Pepper Pike, and Hunting Valley in Cuyahoga county. 2842

The Shelby municipal court has jurisdiction within Sharon, 2843  
Jackson, Cass, Plymouth, and Blooming Grove townships, and within 2844  
all of Butler township except sections 35-36-31 and 32, in 2845  
Richland county. 2846

The Sidney municipal court has jurisdiction within Shelby 2847  
county. 2848

Beginning January 1, 2009, the Stow municipal court has 2849  
jurisdiction within Boston, Hudson, Northfield Center, Sagamore 2850  
Hills, and Twinsburg townships, and within the municipal 2851  
corporations of Boston Heights, Cuyahoga Falls, Hudson, Munroe 2852  
Falls, Northfield, Peninsula, Reminderville, Silver Lake, Stow, 2853  
Tallmadge, Twinsburg, and Macedonia, in Summit county. 2854

The Struthers municipal court has jurisdiction within the 2855  
municipal corporations of Lowellville, New Middleton, and Poland, 2856  
and within Poland and Springfield townships in Mahoning county. 2857

The Sylvania municipal court has jurisdiction within the 2858  
municipal corporations of Berkey and Holland, and within Sylvania, 2859  
Richfield, Spencer, and Harding townships, and within those 2860  
portions of Swanton, Monclova, and Springfield townships lying 2861  
north of the northerly boundary line of the Ohio turnpike, in 2862  
Lucas county. 2863

The Tiffin municipal court has jurisdiction within Adams, Big 2864  
Spring, Bloom, Clinton, Eden, Hopewell, Liberty, Pleasant, Reed, 2865  
Scipio, Seneca, Thompson, and Venice townships in Seneca county. 2866

The Toledo municipal court has jurisdiction within Washington 2867

township, and within the municipal corporation of Ottawa Hills, in Lucas county.	2868 2869
The Upper Sandusky municipal court has jurisdiction within Wyandot county.	2870 2871
The Vandalia municipal court has jurisdiction within the municipal corporations of Clayton, Englewood, and Union, and within Butler, Harrison, and Randolph townships, in Montgomery county.	2872 2873 2874 2875
The Van Wert municipal court has jurisdiction within Van Wert county.	2876 2877
The Vermilion municipal court has jurisdiction within the townships of Vermilion and Florence in Erie county and within all of Brownhelm township except within the municipal corporation of Lorain, in Lorain county.	2878 2879 2880 2881
The Wadsworth municipal court has jurisdiction within the municipal corporations of Gloria Glens Park, Lodi, Seville, and Westfield Center, and within Guilford, Harrisville, Homer, Sharon, Wadsworth, and Westfield townships in Medina county.	2882 2883 2884 2885
The Warren municipal court has jurisdiction within Warren and Champion townships, and within all of Howland township except within the municipal corporation of Niles, in Trumbull county.	2886 2887 2888
The Washington Court House municipal court has jurisdiction within Fayette county.	2889 2890
The Wayne county municipal court has jurisdiction within Wayne county.	2891 2892
The Willoughby municipal court has jurisdiction within the municipal corporations of Eastlake, Wickliffe, Willowick, Willoughby Hills, Kirtland, Kirtland Hills, Waite Hill, Timberlake, and Lakeline, and within Kirtland township, in Lake county.	2893 2894 2895 2896 2897

Through June 30, 1992, the Wilmington municipal court has 2898  
jurisdiction within Clinton county. 2899

The Xenia municipal court has jurisdiction within 2900  
Caesarcreek, Cedarville, Jefferson, Miami, New Jasper, Ross, 2901  
Silvercreek, Spring Valley, Sugarcreek, and Xenia townships in 2902  
Greene county. 2903

(C) As used in this section: 2904

(1) "Within a township" includes all land, including, but not 2905  
limited to, any part of any municipal corporation, that is 2906  
physically located within the territorial boundaries of that 2907  
township, whether or not that land or municipal corporation is 2908  
governmentally a part of the township. 2909

(2) "Within a municipal corporation" includes all land within 2910  
the territorial boundaries of the municipal corporation and any 2911  
townships that are coextensive with the municipal corporation. 2912

**Sec. 1901.03.** As used in this chapter: 2913

(A) "Territory" means the geographical areas within which 2914  
municipal courts have jurisdiction as provided in sections 1901.01 2915  
and 1901.02 of the Revised Code. 2916

(B) "Legislative authority" means the legislative authority 2917  
of the municipal corporation in which a municipal court, other 2918  
than a county-operated municipal court, is located, and means the 2919  
respective board of county commissioners of the county in which a 2920  
county-operated municipal court is located. 2921

(C) "Chief executive" means the chief executive of the 2922  
municipal corporation in which a municipal court, other than a 2923  
county-operated municipal court, is located, and means the 2924  
respective chairman of the board of county commissioners of the 2925  
county in which a county-operated municipal court is located. 2926

(D) "City treasury" means the treasury of the municipal 2927

corporation in which a municipal court, other than a 2928  
county-operated municipal court, is located. 2929

(E) "City treasurer" means the treasurer of the municipal 2930  
corporation in which a municipal court, other than a 2931  
county-operated municipal court, is located. 2932

(F) "County-operated municipal court" means the Auglaize 2933  
county, Brown county, Carroll county, Clermont county, Columbiana 2934  
county, Crawford county, Darke county, Erie county, Hamilton 2935  
county, Hocking county, Holmes county, Jackson county, Lawrence 2936  
county, Madison county, Miami county, Montgomery county, Morrow 2937  
county, Ottawa county, Portage county, Putnam county, or Wayne 2938  
county municipal court and, effective January 1, ~~2008~~ 2013, also 2939  
includes the ~~Erie~~ Sandusky county municipal court. 2940

(G) "A municipal corporation in which a municipal court is 2941  
located" includes each municipal corporation named in section 2942  
1901.01 of the Revised Code, but does not include one in which a 2943  
judge sits pursuant to any provision of section 1901.021 of the 2944  
Revised Code except division (M) of that section. 2945

**Sec. 1901.07.** (A) All municipal court judges shall be elected 2946  
on the nonpartisan ballot for terms of six years. In a municipal 2947  
court in which only one judge is to be elected in any one year, 2948  
that judge's term commences on the first day of January after the 2949  
election. In a municipal court in which two or more judges are to 2950  
be elected in any one year, their terms commence on successive 2951  
days beginning the first day of January, following the election, 2952  
unless otherwise provided by section 1901.08 of the Revised Code. 2953  
2954

(B) All candidates for municipal court judge may be nominated 2955  
either by nominating petition or by primary election, except that 2956  
if the jurisdiction of a municipal court extends only to the 2957  
corporate limits of the municipal corporation in which the court 2958

is located and that municipal corporation operates under a 2959  
charter, all candidates shall be nominated in the same manner 2960  
provided in the charter for the office of municipal court judge 2961  
or, if no specific provisions are made in the charter for the 2962  
office of municipal court judge, in the same manner as the charter 2963  
prescribes for the nomination and election of the legislative 2964  
authority of the municipal corporation. 2965

If the jurisdiction of a municipal court extends beyond the 2966  
corporate limits of the municipal corporation in which it is 2967  
located or if the jurisdiction of the court does not extend beyond 2968  
the corporate limits of the municipal corporation in which it is 2969  
located and no charter provisions apply, all candidates for party 2970  
nomination to the office of municipal court judge shall file a 2971  
declaration of candidacy and petition not later than four p.m. of 2972  
the ninetieth day before the day of the primary election in the 2973  
form prescribed by section 3513.07 of the Revised Code. The 2974  
petition shall conform to the requirements provided for those 2975  
petitions of candidacy contained in section 3513.05 of the Revised 2976  
Code, except that the petition shall be signed by at least fifty 2977  
electors of the territory of the court. If no valid declaration of 2978  
candidacy is filed for nomination as a candidate of a political 2979  
party for election to the office of municipal court judge, or if 2980  
the number of persons filing the declarations of candidacy for 2981  
nominations as candidates of one political party for election to 2982  
the office does not exceed the number of candidates that that 2983  
party is entitled to nominate as its candidates for election to 2984  
the office, no primary election shall be held for the purpose of 2985  
nominating candidates of that party for election to the office, 2986  
and the candidates shall be issued certificates of nomination in 2987  
the manner set forth in section 3513.02 of the Revised Code. 2988

If the jurisdiction of a municipal court extends beyond the 2989  
corporate limits of the municipal corporation in which it is 2990

located or if the jurisdiction of the court does not extend beyond 2991  
the corporate limits of the municipal corporation in which it is 2992  
located and no charter provisions apply, nonpartisan candidates 2993  
for the office of municipal court judge shall file nominating 2994  
petitions not later than four p.m. of the day before the day of 2995  
the primary election in the form prescribed by section 3513.261 of 2996  
the Revised Code. The petition shall conform to the requirements 2997  
provided for those petitions of candidacy contained in section 2998  
3513.257 of the Revised Code, except that the petition shall be 2999  
signed by at least fifty electors of the territory of the court. 3000

The nominating petition or declaration of candidacy for a 3001  
municipal court judge shall contain a designation of the term for 3002  
which the candidate seeks election. At the following regular 3003  
municipal election, the candidacies of the judges nominated shall 3004  
be submitted to the electors of the territory on a nonpartisan, 3005  
judicial ballot in the same manner as provided for judges of the 3006  
court of common pleas, except that, in a municipal corporation 3007  
operating under a charter, all candidates for municipal court 3008  
judge shall be elected in conformity with the charter if 3009  
provisions are made in the charter for the election of municipal 3010  
court judges. 3011

(C) Notwithstanding divisions (A) and (B) of this section, in 3012  
the following municipal courts, the judges shall be nominated and 3013  
elected as follows: 3014

(1) In the Cleveland municipal court, the judges shall be 3015  
nominated only by petition. The petition shall be signed by at 3016  
least fifty electors of the territory of the court. It shall be in 3017  
the statutory form and shall be filed in the manner and within the 3018  
time prescribed by the charter of the city of Cleveland for filing 3019  
petitions of candidates for municipal offices. Each elector shall 3020  
have the right to sign petitions for as many candidates as are to 3021  
be elected, but no more. The judges shall be elected by the 3022

electors of the territory of the court in the manner provided by 3023  
law for the election of judges of the court of common pleas. 3024

(2) In the Toledo municipal court, the judges shall be 3025  
nominated only by petition. The petition shall be signed by at 3026  
least fifty electors of the territory of the court. It shall be in 3027  
the statutory form and shall be filed in the manner and within the 3028  
time prescribed by the charter of the city of Toledo for filing 3029  
nominating petitions for city council. Each elector shall have the 3030  
right to sign petitions for as many candidates as are to be 3031  
elected, but no more. The judges shall be elected by the electors 3032  
of the territory of the court in the manner provided by law for 3033  
the election of judges of the court of common pleas. 3034

(3) In the Akron municipal court, the judges shall be 3035  
nominated only by petition. The petition shall be signed by at 3036  
least fifty electors of the territory of the court. It shall be in 3037  
statutory form and shall be filed in the manner and within the 3038  
time prescribed by the charter of the city of Akron for filing 3039  
nominating petitions of candidates for municipal offices. Each 3040  
elector shall have the right to sign petitions for as many 3041  
candidates as are to be elected, but no more. The judges shall be 3042  
elected by the electors of the territory of the court in the 3043  
manner provided by law for the election of judges of the court of 3044  
common pleas. 3045

(4) In the Hamilton county municipal court, the judges shall 3046  
be nominated only by petition. The petition shall be signed by at 3047  
least one hundred electors of the judicial district of the county 3048  
from which the candidate seeks election, which petitions shall be 3049  
signed and filed not later than four p.m. of the day before the 3050  
day of the primary election in the form prescribed by section 3051  
3513.261 of the Revised Code. Unless otherwise provided in this 3052  
section, the petition shall conform to the requirements provided 3053  
for nominating petitions in section 3513.257 of the Revised Code. 3054

The judges shall be elected by the electors of the relative 3055  
judicial district of the county at the regular municipal election 3056  
and in the manner provided by law for the election of judges of 3057  
the court of common pleas. 3058

(5) In the Franklin county municipal court, the judges shall 3059  
be nominated only by petition. The petition shall be signed by at 3060  
least fifty electors of the territory of the court. The petition 3061  
shall be in the statutory form and shall be filed in the manner 3062  
and within the time prescribed by the charter of the city of 3063  
Columbus for filing petitions of candidates for municipal offices. 3064  
The judges shall be elected by the electors of the territory of 3065  
the court in the manner provided by law for the election of judges 3066  
of the court of common pleas. 3067

(6) In the Auglaize, Brown, Carroll, Clermont, Crawford, 3068  
Hocking, Jackson, Lawrence, Madison, Miami, Morrow, Putnam, 3069  
Sandusky, and Wayne county municipal courts, the judges shall be 3070  
nominated only by petition. The petitions shall be signed by at 3071  
least fifty electors of the territory of the court and shall 3072  
conform to the provisions of this section. 3073

(D) In the Portage county municipal court, the judges shall 3074  
be nominated either by nominating petition or by primary election, 3075  
as provided in division (B) of this section. 3076

(E) As used in this section, as to an election for either a 3077  
full or an unexpired term, "the territory within the jurisdiction 3078  
of the court" means that territory as it will be on the first day 3079  
of January after the election. 3080

**Sec. 1901.08.** The number of, and the time for election of, 3081  
judges of the following municipal courts and the beginning of 3082  
their terms shall be as follows: 3083

In the Akron municipal court, two full-time judges shall be 3084

elected in 1951, two full-time judges shall be elected in 1953, 3085  
one full-time judge shall be elected in 1967, and one full-time 3086  
judge shall be elected in 1975. 3087

In the Alliance municipal court, one full-time judge shall be 3088  
elected in 1953. 3089

In the Ashland municipal court, one full-time judge shall be 3090  
elected in 1951. 3091

In the Ashtabula municipal court, one full-time judge shall 3092  
be elected in 1953. 3093

In the Athens county municipal court, one full-time judge 3094  
shall be elected in 1967. 3095

In the Auglaize county municipal court, one full-time judge 3096  
shall be elected in 1975. 3097

In the Avon Lake municipal court, one part-time judge shall 3098  
be elected in 1957. 3099

In the Barberton municipal court, one full-time judge shall 3100  
be elected in 1969, and one full-time judge shall be elected in 3101  
1971. 3102

In the Bedford municipal court, one full-time judge shall be 3103  
elected in 1975, and one full-time judge shall be elected in 1979. 3104

In the Bellefontaine municipal court, one full-time judge 3105  
shall be elected in 1993. 3106

In the Bellevue municipal court, one part-time judge shall be 3107  
elected in 1951. 3108

In the Berea municipal court, one full-time judge shall be 3109  
elected in 2005. 3110

In the Bowling Green municipal court, one full-time judge 3111  
shall be elected in 1983. 3112

In the Brown county municipal court, one full-time judge 3113

shall be elected in 2005. Beginning February 9, 2003, the 3114  
part-time judge of the Brown county county court that existed 3115  
prior to that date whose term commenced on January 2, 2001, shall 3116  
serve as the full-time judge of the Brown county municipal court 3117  
until December 31, 2005. 3118

In the Bryan municipal court, one full-time judge shall be 3119  
elected in 1965. 3120

In the Cambridge municipal court, one full-time judge shall 3121  
be elected in 1951. 3122

In the Campbell municipal court, one part-time judge shall be 3123  
elected in 1963. 3124

In the Canton municipal court, one full-time judge shall be 3125  
elected in 1951, one full-time judge shall be elected in 1969, and 3126  
two full-time judges shall be elected in 1977. 3127

In the Carroll county municipal court, one full-time judge 3128  
shall be elected in 2009. Beginning January 1, 2007, the judge 3129  
elected in 2006 to the part-time judgeship of the Carroll county 3130  
county court that existed prior to that date shall serve as the 3131  
full-time judge of the Carroll county municipal court until 3132  
December 31, 2009. 3133

In the Celina municipal court, one full-time judge shall be 3134  
elected in 1957. 3135

In the Champaign county municipal court, one full-time judge 3136  
shall be elected in 2001. 3137

In the Chardon municipal court, one full-time judge shall be 3138  
elected in 1963. 3139

In the Chillicothe municipal court, one full-time judge shall 3140  
be elected in 1951, and one full-time judge shall be elected in 3141  
1977. 3142

In the Circleville municipal court, one full-time judge shall 3143

be elected in 1953. 3144

In the Clark county municipal court, one full-time judge 3145  
shall be elected in 1989, and two full-time judges shall be 3146  
elected in 1991. The full-time judges of the Springfield municipal 3147  
court who were elected in 1983 and 1985 shall serve as the judges 3148  
of the Clark county municipal court from January 1, 1988, until 3149  
the end of their respective terms. 3150

In the Clermont county municipal court, two full-time judges 3151  
shall be elected in 1991, and one full-time judge shall be elected 3152  
in 1999. 3153

In the Cleveland municipal court, six full-time judges shall 3154  
be elected in 1975, three full-time judges shall be elected in 3155  
1953, and four full-time judges shall be elected in 1955. 3156

In the Cleveland Heights municipal court, one full-time judge 3157  
shall be elected in 1957. 3158

In the Clinton county municipal court, one full-time judge 3159  
shall be elected in 1997. The full-time judge of the Wilmington 3160  
municipal court who was elected in 1991 shall serve as the judge 3161  
of the Clinton county municipal court from July 1, 1992, until the 3162  
end of that judge's term on December 31, 1997. 3163

In the Columbiana county municipal court, two full-time 3164  
judges shall be elected in 2001. 3165

In the Conneaut municipal court, one full-time judge shall be 3166  
elected in 1953. 3167

In the Coshocton municipal court, one full-time judge shall 3168  
be elected in 1951. 3169

In the Crawford county municipal court, one full-time judge 3170  
shall be elected in 1977. 3171

In the Cuyahoga Falls municipal court, one full-time judge 3172  
shall be elected in 1953, and one full-time judge shall be elected 3173

in 1967. Effective December 31, 2008, the Cuyahoga Falls municipal court shall cease to exist; however, the judges of the Cuyahoga Falls municipal court who were elected pursuant to this section in 2003 and 2007 for terms beginning on January 1, 2004, and January 1, 2008, respectively, shall serve as full-time judges of the Stow municipal court until December 31, 2009, and December 31, 2013, respectively.

In the Darke county municipal court, one full-time judge shall be elected in 2005. Beginning January 1, 2005, the part-time judge of the Darke county county court that existed prior to that date whose term began on January 1, 2001, shall serve as the full-time judge of the Darke county municipal court until December 31, 2005.

In the Dayton municipal court, three full-time judges shall be elected in 1987, their terms to commence on successive days beginning on the first day of January next after their election, and two full-time judges shall be elected in 1955, their terms to commence on successive days beginning on the second day of January next after their election.

In the Defiance municipal court, one full-time judge shall be elected in 1957.

In the Delaware municipal court, one full-time judge shall be elected in 1953, and one full-time judge shall be elected in 2007.

In the East Cleveland municipal court, one full-time judge shall be elected in 1957.

In the East Liverpool municipal court, one full-time judge shall be elected in 1953.

In the Eaton municipal court, one full-time judge shall be elected in 1973.

In the Elyria municipal court, one full-time judge shall be

elected in 1955, and one full-time judge shall be elected in 1973.	3204
In the Erie county municipal court, one full-time judge shall be elected in 2007.	3205 3206
In the Euclid municipal court, one full-time judge shall be elected in 1951.	3207 3208
In the Fairborn municipal court, one full-time judge shall be elected in 1977.	3209 3210
In the Fairfield county municipal court, one full-time judge shall be elected in 2003, and one full-time judge shall be elected in 2005.	3211 3212 3213
In the Fairfield municipal court, one full-time judge shall be elected in 1989.	3214 3215
In the Findlay municipal court, one full-time judge shall be elected in 1955, and one full-time judge shall be elected in 1993.	3216 3217
In the Fostoria municipal court, one full-time judge shall be elected in 1975.	3218 3219
In the Franklin municipal court, one part-time judge shall be elected in 1951.	3220 3221
In the Franklin county municipal court, two full-time judges shall be elected in 1969, three full-time judges shall be elected in 1971, seven full-time judges shall be elected in 1967, one full-time judge shall be elected in 1975, one full-time judge shall be elected in 1991, and one full-time judge shall be elected in 1997.	3222 3223 3224 3225 3226 3227
In the Fremont municipal court, one full-time judge shall be elected in 1975.	3228 3229
In the Gallipolis municipal court, one full-time judge shall be elected in 1981.	3230 3231
In the Garfield Heights municipal court, one full-time judge	3232

shall be elected in 1951, and one full-time judge shall be elected 3233  
in 1981. 3234

In the Girard municipal court, one full-time judge shall be 3235  
elected in 1963. 3236

In the Hamilton municipal court, one full-time judge shall be 3237  
elected in 1953. 3238

In the Hamilton county municipal court, five full-time judges 3239  
shall be elected in 1967, five full-time judges shall be elected 3240  
in 1971, two full-time judges shall be elected in 1981, and two 3241  
full-time judges shall be elected in 1983. All terms of judges of 3242  
the Hamilton county municipal court shall commence on the first 3243  
day of January next after their election, except that the terms of 3244  
the additional judges to be elected in 1981 shall commence on 3245  
January 2, 1982, and January 3, 1982, and that the terms of the 3246  
additional judges to be elected in 1983 shall commence on January 3247  
4, 1984, and January 5, 1984. 3248

In the Hardin county municipal court, one part-time judge 3249  
shall be elected in 1989. 3250

In the Hillsboro municipal court, one full-time judge shall 3251  
be elected in 2011. On and after December 30, 2008, the part-time 3252  
judge of the Hillsboro municipal court who was elected in 2005 3253  
shall serve as a full-time judge of the court until the end of 3254  
that judge's term on December 31, 2011. 3255

In the Hocking county municipal court, one full-time judge 3256  
shall be elected in 1977. 3257

In the Holmes county municipal court, one full-time judge 3258  
shall be elected in 2007. Beginning January 1, 2007, the part-time 3259  
judge of the Holmes county county court that existed prior to that 3260  
date whose term commenced on January 1, 2007, shall serve as the 3261  
full-time judge of the Holmes county municipal court until 3262  
December 31, 2007. 3263

In the Huron municipal court, one part-time judge shall be elected in 1967.	3264 3265
In the Ironton municipal court, one full-time judge shall be elected in 1951.	3266 3267
In the Jackson county municipal court, one full-time judge shall be elected in 2001. On and after March 31, 1997, the part-time judge of the Jackson county municipal court who was elected in 1995 shall serve as a full-time judge of the court until the end of that judge's term on December 31, 2001.	3268 3269 3270 3271 3272
In the Kettering municipal court, one full-time judge shall be elected in 1971, and one full-time judge shall be elected in 1975.	3273 3274 3275
In the Lakewood municipal court, one full-time judge shall be elected in 1955.	3276 3277
In the Lancaster municipal court, one full-time judge shall be elected in 1951, and one full-time judge shall be elected in 1979. Beginning January 2, 2000, the full-time judges of the Lancaster municipal court who were elected in 1997 and 1999 shall serve as judges of the Fairfield county municipal court until the end of those judges' terms.	3278 3279 3280 3281 3282 3283
In the Lawrence county municipal court, one part-time judge shall be elected in 1981.	3284 3285
In the Lebanon municipal court, one part-time judge shall be elected in 1955.	3286 3287
In the Licking county municipal court, one full-time judge shall be elected in 1951, and one full-time judge shall be elected in 1971.	3288 3289 3290
In the Lima municipal court, one full-time judge shall be elected in 1951, and one full-time judge shall be elected in 1967.	3291 3292
In the Lorain municipal court, one full-time judge shall be	3293

elected in 1953, and one full-time judge shall be elected in 1973.	3294
In the Lyndhurst municipal court, one full-time judge shall	3295
be elected in 1957.	3296
In the Madison county municipal court, one full-time judge	3297
shall be elected in 1981.	3298
In the Mansfield municipal court, one full-time judge shall	3299
be elected in 1951, and one full-time judge shall be elected in	3300
1969.	3301
In the Marietta municipal court, one full-time judge shall be	3302
elected in 1957.	3303
In the Marion municipal court, one full-time judge shall be	3304
elected in 1951.	3305
In the Marysville municipal court, one full-time judge shall	3306
be elected in 2011. On and after January 18, 2007, the part-time	3307
judge of the Marysville municipal court who was elected in 2005	3308
shall serve as a full-time judge of the court until the end of	3309
that judge's term on December 31, 2011.	3310
In the Mason municipal court, one part-time judge shall be	3311
elected in 1965.	3312
In the Massillon municipal court, one full-time judge shall	3313
be elected in 1953, and one full-time judge shall be elected in	3314
1971.	3315
In the Maumee municipal court, one full-time judge shall be	3316
elected in 1963.	3317
In the Medina municipal court, one full-time judge shall be	3318
elected in 1957.	3319
In the Mentor municipal court, one full-time judge shall be	3320
elected in 1971.	3321
In the Miami county municipal court, one full-time judge	3322

shall be elected in 1975, and one full-time judge shall be elected 3323  
in 1979. 3324

In the Miamisburg municipal court, one full-time judge shall 3325  
be elected in 1951. 3326

In the Middletown municipal court, one full-time judge shall 3327  
be elected in 1953. 3328

In the Montgomery county municipal court: 3329

One judge shall be elected in 2011 to a part-time judgeship 3330  
for a term to begin on January 1, 2012. If any one of the other 3331  
judgeships of the court becomes vacant and is abolished after July 3332  
1, 2010, this judgeship shall become a full-time judgeship on that 3333  
date. If only one other judgeship of the court becomes vacant and 3334  
is abolished as of December 31, 2021, this judgeship shall be 3335  
abolished as of that date. Beginning July 1, 2010, the part-time 3336  
judge of the Montgomery county county court that existed before 3337  
that date whose term commenced on January 1, 2005, shall serve as 3338  
a part-time judge of the Montgomery county municipal court until 3339  
December 31, 2011. 3340

One judge shall be elected in 2011 to a full-time judgeship 3341  
for a term to begin on January 2, 2012, and this judgeship shall 3342  
be abolished on January 1, 2016. Beginning July 1, 2010, the 3343  
part-time judge of the Montgomery county county court that existed 3344  
before that date whose term commenced on January 2, 2005, shall 3345  
serve as a full-time judge of the Montgomery county municipal 3346  
court until January 1, 2012. 3347

One judge shall be elected in 2013 to a full-time judgeship 3348  
for a term to begin on January 2, 2014. Beginning July 1, 2010, 3349  
the part-time judge of the Montgomery county county court that 3350  
existed before that date whose term commenced on January 2, 2007, 3351  
shall serve as a full-time judge of the Montgomery county 3352  
municipal court until January 1, 2014. 3353

One judge shall be elected in 2013 to a judgeship for a term 3354  
to begin on January 1, 2014. If no other judgeship of the court 3355  
becomes vacant and is abolished by January 1, 2014, this judgeship 3356  
shall be a part-time judgeship. When one or more of the other 3357  
judgeships of the court becomes vacant and is abolished after July 3358  
1, 2010, this judgeship shall become a full-time judgeship. 3359  
Beginning July 1, 2010, the part-time judge of the Montgomery 3360  
county county court that existed before that date whose term 3361  
commenced on January 1, 2007, shall serve as this judge of the 3362  
Montgomery county municipal court until December 31, 2013. 3363

If any one of the judgeships of the court becomes vacant 3364  
before December 31, 2021, that judgeship is abolished on the date 3365  
that it becomes vacant, and the other judges of the court shall be 3366  
or serve as full-time judges. The abolishment of judgeships for 3367  
the Montgomery county municipal court shall cease when the court 3368  
has two full-time judgeships. 3369

In the Morrow county municipal court, one full-time judge 3370  
shall be elected in 2005. Beginning January 1, 2003, the part-time 3371  
judge of the Morrow county county court that existed prior to that 3372  
date shall serve as the full-time judge of the Morrow county 3373  
municipal court until December 31, 2005. 3374

In the Mount Vernon municipal court, one full-time judge 3375  
shall be elected in 1951. 3376

In the Napoleon municipal court, one full-time judge shall be 3377  
elected in 2005. 3378

In the New Philadelphia municipal court, one full-time judge 3379  
shall be elected in 1975. 3380

In the Newton Falls municipal court, one full-time judge 3381  
shall be elected in 1963. 3382

In the Niles municipal court, one full-time judge shall be 3383  
elected in 1951. 3384

In the Norwalk municipal court, one full-time judge shall be elected in 1975. 3385  
3386

In the Oakwood municipal court, one part-time judge shall be elected in 1953. 3387  
3388

In the Oberlin municipal court, one full-time judge shall be elected in 1989. 3389  
3390

In the Oregon municipal court, one full-time judge shall be elected in 1963. 3391  
3392

In the Ottawa county municipal court, one full-time judge shall be elected in 1995, and the full-time judge of the Port Clinton municipal court who is elected in 1989 shall serve as the judge of the Ottawa county municipal court from February 4, 1994, until the end of that judge's term. 3393  
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In the Painesville municipal court, one full-time judge shall be elected in 1951. 3398  
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In the Parma municipal court, one full-time judge shall be elected in 1951, one full-time judge shall be elected in 1967, and one full-time judge shall be elected in 1971. 3400  
3401  
3402

In the Perrysburg municipal court, one full-time judge shall be elected in 1977. 3403  
3404

In the Portage county municipal court, two full-time judges shall be elected in 1979, and one full-time judge shall be elected in 1971. 3405  
3406  
3407

In the Port Clinton municipal court, one full-time judge shall be elected in 1953. The full-time judge of the Port Clinton municipal court who is elected in 1989 shall serve as the judge of the Ottawa county municipal court from February 4, 1994, until the end of that judge's term. 3408  
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In the Portsmouth municipal court, one full-time judge shall be elected in 1951, and one full-time judge shall be elected in 3413  
3414

1985. 3415

In the Putnam county municipal court, one full-time judge 3416  
shall be elected in 2011. Beginning January 1, 2011, the part-time 3417  
judge of the Putnam county county court that existed prior to that 3418  
date whose term commenced on January 1, 2007, shall serve as the 3419  
full-time judge of the Putnam county municipal court until 3420  
December 31, 2011. 3421

In the Rocky River municipal court, one full-time judge shall 3422  
be elected in 1957, and one full-time judge shall be elected in 3423  
1971. 3424

In the Sandusky municipal court, one full-time judge shall be 3425  
elected in 1953. 3426

In the Sandusky county municipal court, one full-time judge 3427  
shall be elected in 2013. Beginning on January 1, 2013, the two 3428  
part-time judges of the Sandusky county county court that existed 3429  
prior to that date shall serve as part-time judges of the Sandusky 3430  
county municipal court until December 31, 2013. If either 3431  
judgeship becomes vacant before January 1, 2014, that judgeship is 3432  
abolished on the date it becomes vacant, and the person who holds 3433  
the other judgeship shall serve as the full-time judge of the 3434  
Sandusky county municipal court until December 31, 2013. 3435

In the Shaker Heights municipal court, one full-time judge 3436  
shall be elected in 1957. 3437

In the Shelby municipal court, one part-time judge shall be 3438  
elected in 1957. 3439

In the Sidney municipal court, one full-time judge shall be 3440  
elected in 1995. 3441

In the South Euclid municipal court, one full-time judge 3442  
shall be elected in 1999. The part-time judge elected in 1993, 3443  
whose term commenced on January 1, 1994, shall serve until 3444

December 31, 1999, and the office of that judge is abolished on 3445  
January 1, 2000. 3446

In the Springfield municipal court, two full-time judges 3447  
shall be elected in 1985, and one full-time judge shall be elected 3448  
in 1983, all of whom shall serve as the judges of the Springfield 3449  
municipal court through December 31, 1987, and as the judges of 3450  
the Clark county municipal court from January 1, 1988, until the 3451  
end of their respective terms. 3452

In the Steubenville municipal court, one full-time judge 3453  
shall be elected in 1953. 3454

In the Stow municipal court, one full-time judge shall be 3455  
elected in 2009, and one full-time judge shall be elected in 2013. 3456  
Beginning January 1, 2009, the judge of the Cuyahoga Falls 3457  
municipal court that existed prior to that date whose term 3458  
commenced on January 1, 2008, shall serve as a full-time judge of 3459  
the Stow municipal court until December 31, 2013. Beginning 3460  
January 1, 2009, the judge of the Cuyahoga Falls municipal court 3461  
that existed prior to that date whose term commenced on January 1, 3462  
2004, shall serve as a full-time judge of the Stow municipal court 3463  
until December 31, 2009. 3464

In the Struthers municipal court, one part-time judge shall 3465  
be elected in 1963. 3466

In the Sylvania municipal court, one full-time judge shall be 3467  
elected in 1963. 3468

In the Tiffin municipal court, one full-time judge shall be 3469  
elected in 1953. 3470

In the Toledo municipal court, two full-time judges shall be 3471  
elected in 1971, four full-time judges shall be elected in 1975, 3472  
and one full-time judge shall be elected in 1973. 3473

In the Upper Sandusky municipal court, one full-time judge 3474

shall be elected in 2011. The part-time judge elected in 2005, 3475  
whose term commenced on January 1, 2006, shall serve as a 3476  
full-time judge on and after January 1, 2008, until the expiration 3477  
of that judge's term on December 31, 2011, and the office of that 3478  
judge is abolished on January 1, 2012. 3479

In the Vandalia municipal court, one full-time judge shall be 3480  
elected in 1959. 3481

In the Van Wert municipal court, one full-time judge shall be 3482  
elected in 1957. 3483

In the Vermilion municipal court, one part-time judge shall 3484  
be elected in 1965. 3485

In the Wadsworth municipal court, one full-time judge shall 3486  
be elected in 1981. 3487

In the Warren municipal court, one full-time judge shall be 3488  
elected in 1951, and one full-time judge shall be elected in 1971. 3489

In the Washington Court House municipal court, one full-time 3490  
judge shall be elected in 1999. The part-time judge elected in 3491  
1993, whose term commenced on January 1, 1994, shall serve until 3492  
December 31, 1999, and the office of that judge is abolished on 3493  
January 1, 2000. 3494

In the Wayne county municipal court, one full-time judge 3495  
shall be elected in 1975, and one full-time judge shall be elected 3496  
in 1979. 3497

In the Willoughby municipal court, one full-time judge shall 3498  
be elected in 1951. 3499

In the Wilmington municipal court, one full-time judge shall 3500  
be elected in 1991, who shall serve as the judge of the Wilmington 3501  
municipal court through June 30, 1992, and as the judge of the 3502  
Clinton county municipal court from July 1, 1992, until the end of 3503  
that judge's term on December 31, 1997. 3504

In the Xenia municipal court, one full-time judge shall be 3505  
elected in 1977. 3506

In the Youngstown municipal court, one full-time judge shall 3507  
be elected in 1951, and two full-time judges shall be elected in 3508  
1953. 3509

In the Zanesville municipal court, one full-time judge shall 3510  
be elected in 1953. 3511

**Sec. 1901.31.** The clerk and deputy clerks of a municipal 3512  
court shall be selected, be compensated, give bond, and have 3513  
powers and duties as follows: 3514

(A) There shall be a clerk of the court who is appointed or 3515  
elected as follows: 3516

(1)(a) Except in the Akron, Barberton, Toledo, Hamilton 3517  
county, Miami county, Montgomery county, Portage county, and Wayne 3518  
county municipal courts and through December 31, 2008, the 3519  
Cuyahoga Falls municipal court, if the population of the territory 3520  
equals or exceeds one hundred thousand at the regular municipal 3521  
election immediately preceding the expiration of the term of the 3522  
present clerk, the clerk shall be nominated and elected by the 3523  
qualified electors of the territory in the manner that is provided 3524  
for the nomination and election of judges in section 1901.07 of 3525  
the Revised Code. 3526

The clerk so elected shall hold office for a term of six 3527  
years, which term shall commence on the first day of January 3528  
following the clerk's election and continue until the clerk's 3529  
successor is elected and qualified. 3530

(b) In the Hamilton county municipal court, the clerk of 3531  
courts of Hamilton county shall be the clerk of the municipal 3532  
court and may appoint an assistant clerk who shall receive the 3533  
compensation, payable out of the treasury of Hamilton county in 3534

semimonthly installments, that the board of county commissioners 3535  
prescribes. The clerk of courts of Hamilton county, acting as the 3536  
clerk of the Hamilton county municipal court and assuming the 3537  
duties of that office, shall receive compensation at one-fourth 3538  
the rate that is prescribed for the clerks of courts of common 3539  
pleas as determined in accordance with the population of the 3540  
county and the rates set forth in sections 325.08 and 325.18 of 3541  
the Revised Code. This compensation shall be paid from the county 3542  
treasury in semimonthly installments and is in addition to the 3543  
annual compensation that is received for the performance of the 3544  
duties of the clerk of courts of Hamilton county, as provided in 3545  
sections 325.08 and 325.18 of the Revised Code. 3546

(c) In the Portage county and Wayne county municipal courts, 3547  
the clerks of courts of Portage county and Wayne county shall be 3548  
the clerks, respectively, of the Portage county and Wayne county 3549  
municipal courts and may appoint a chief deputy clerk for each 3550  
branch that is established pursuant to section 1901.311 of the 3551  
Revised Code and assistant clerks as the judges of the municipal 3552  
court determine are necessary, all of whom shall receive the 3553  
compensation that the legislative authority prescribes. The clerks 3554  
of courts of Portage county and Wayne county, acting as the clerks 3555  
of the Portage county and Wayne county municipal courts and 3556  
assuming the duties of these offices, shall receive compensation 3557  
payable from the county treasury in semimonthly installments at 3558  
one-fourth the rate that is prescribed for the clerks of courts of 3559  
common pleas as determined in accordance with the population of 3560  
the county and the rates set forth in sections 325.08 and 325.18 3561  
of the Revised Code. 3562

(d) In the Montgomery county and Miami county municipal 3563  
courts, the clerks of courts of Montgomery county and Miami county 3564  
shall be the clerks, respectively, of the Montgomery county and 3565  
Miami county municipal courts. The clerks of courts of Montgomery 3566

county and Miami county, acting as the clerks of the Montgomery 3567  
county and Miami county municipal courts and assuming the duties 3568  
of these offices, shall receive compensation at one-fourth the 3569  
rate that is prescribed for the clerks of courts of common pleas 3570  
as determined in accordance with the population of the county and 3571  
the rates set forth in sections 325.08 and 325.18 of the Revised 3572  
Code. This compensation shall be paid from the county treasury in 3573  
semimonthly installments and is in addition to the annual 3574  
compensation that is received for the performance of the duties of 3575  
the clerks of courts of Montgomery county and Miami county, as 3576  
provided in sections 325.08 and 325.18 of the Revised Code. 3577

(e) Except as otherwise provided in division (A)(1)(e) of 3578  
this section, in the Akron municipal court, candidates for 3579  
election to the office of clerk of the court shall be nominated by 3580  
primary election. The primary election shall be held on the day 3581  
specified in the charter of the city of Akron for the nomination 3582  
of municipal officers. Notwithstanding any contrary provision of 3583  
section 3513.05 or 3513.257 of the Revised Code, the declarations 3584  
of candidacy and petitions of partisan candidates and the 3585  
nominating petitions of independent candidates for the office of 3586  
clerk of the Akron municipal court shall be signed by at least 3587  
fifty qualified electors of the territory of the court. 3588

The candidates shall file a declaration of candidacy and 3589  
petition, or a nominating petition, whichever is applicable, not 3590  
later than four p.m. of the ninetieth day before the day of the 3591  
primary election, in the form prescribed by section 3513.07 or 3592  
3513.261 of the Revised Code. The declaration of candidacy and 3593  
petition, or the nominating petition, shall conform to the 3594  
applicable requirements of section 3513.05 or 3513.257 of the 3595  
Revised Code. 3596

If no valid declaration of candidacy and petition is filed by 3597  
any person for nomination as a candidate of a particular political 3598

party for election to the office of clerk of the Akron municipal 3599  
court, a primary election shall not be held for the purpose of 3600  
nominating a candidate of that party for election to that office. 3601  
If only one person files a valid declaration of candidacy and 3602  
petition for nomination as a candidate of a particular political 3603  
party for election to that office, a primary election shall not be 3604  
held for the purpose of nominating a candidate of that party for 3605  
election to that office, and the candidate shall be issued a 3606  
certificate of nomination in the manner set forth in section 3607  
3513.02 of the Revised Code. 3608

Declarations of candidacy and petitions, nominating 3609  
petitions, and certificates of nomination for the office of clerk 3610  
of the Akron municipal court shall contain a designation of the 3611  
term for which the candidate seeks election. At the following 3612  
regular municipal election, all candidates for the office shall be 3613  
submitted to the qualified electors of the territory of the court 3614  
in the manner that is provided in section 1901.07 of the Revised 3615  
Code for the election of the judges of the court. The clerk so 3616  
elected shall hold office for a term of six years, which term 3617  
shall commence on the first day of January following the clerk's 3618  
election and continue until the clerk's successor is elected and 3619  
qualified. 3620

(f) Except as otherwise provided in division (A)(1)(f) of 3621  
this section, in the Barberton municipal court, candidates for 3622  
election to the office of clerk of the court shall be nominated by 3623  
primary election. The primary election shall be held on the day 3624  
specified in the charter of the city of Barberton for the 3625  
nomination of municipal officers. Notwithstanding any contrary 3626  
provision of section 3513.05 or 3513.257 of the Revised Code, the 3627  
declarations of candidacy and petitions of partisan candidates and 3628  
the nominating petitions of independent candidates for the office 3629  
of clerk of the Barberton municipal court shall be signed by at 3630

least fifty qualified electors of the territory of the court. 3631

The candidates shall file a declaration of candidacy and 3632  
petition, or a nominating petition, whichever is applicable, not 3633  
later than four p.m. of the ninetieth day before the day of the 3634  
primary election, in the form prescribed by section 3513.07 or 3635  
3513.261 of the Revised Code. The declaration of candidacy and 3636  
petition, or the nominating petition, shall conform to the 3637  
applicable requirements of section 3513.05 or 3513.257 of the 3638  
Revised Code. 3639

If no valid declaration of candidacy and petition is filed by 3640  
any person for nomination as a candidate of a particular political 3641  
party for election to the office of clerk of the Barberton 3642  
municipal court, a primary election shall not be held for the 3643  
purpose of nominating a candidate of that party for election to 3644  
that office. If only one person files a valid declaration of 3645  
candidacy and petition for nomination as a candidate of a 3646  
particular political party for election to that office, a primary 3647  
election shall not be held for the purpose of nominating a 3648  
candidate of that party for election to that office, and the 3649  
candidate shall be issued a certificate of nomination in the 3650  
manner set forth in section 3513.02 of the Revised Code. 3651

Declarations of candidacy and petitions, nominating 3652  
petitions, and certificates of nomination for the office of clerk 3653  
of the Barberton municipal court shall contain a designation of 3654  
the term for which the candidate seeks election. At the following 3655  
regular municipal election, all candidates for the office shall be 3656  
submitted to the qualified electors of the territory of the court 3657  
in the manner that is provided in section 1901.07 of the Revised 3658  
Code for the election of the judges of the court. The clerk so 3659  
elected shall hold office for a term of six years, which term 3660  
shall commence on the first day of January following the clerk's 3661  
election and continue until the clerk's successor is elected and 3662

qualified. 3663

(g)(i) Through December 31, 2008, except as otherwise 3664  
provided in division (A)(1)(g)(i) of this section, in the Cuyahoga 3665  
Falls municipal court, candidates for election to the office of 3666  
clerk of the court shall be nominated by primary election. The 3667  
primary election shall be held on the day specified in the charter 3668  
of the city of Cuyahoga Falls for the nomination of municipal 3669  
officers. Notwithstanding any contrary provision of section 3670  
3513.05 or 3513.257 of the Revised Code, the declarations of 3671  
candidacy and petitions of partisan candidates and the nominating 3672  
petitions of independent candidates for the office of clerk of the 3673  
Cuyahoga Falls municipal court shall be signed by at least fifty 3674  
qualified electors of the territory of the court. 3675

The candidates shall file a declaration of candidacy and 3676  
petition, or a nominating petition, whichever is applicable, not 3677  
later than four p.m. of the ninetieth day before the day of the 3678  
primary election, in the form prescribed by section 3513.07 or 3679  
3513.261 of the Revised Code. The declaration of candidacy and 3680  
petition, or the nominating petition, shall conform to the 3681  
applicable requirements of section 3513.05 or 3513.257 of the 3682  
Revised Code. 3683

If no valid declaration of candidacy and petition is filed by 3684  
any person for nomination as a candidate of a particular political 3685  
party for election to the office of clerk of the Cuyahoga Falls 3686  
municipal court, a primary election shall not be held for the 3687  
purpose of nominating a candidate of that party for election to 3688  
that office. If only one person files a valid declaration of 3689  
candidacy and petition for nomination as a candidate of a 3690  
particular political party for election to that office, a primary 3691  
election shall not be held for the purpose of nominating a 3692  
candidate of that party for election to that office, and the 3693  
candidate shall be issued a certificate of nomination in the 3694

manner set forth in section 3513.02 of the Revised Code. 3695

Declarations of candidacy and petitions, nominating 3696  
petitions, and certificates of nomination for the office of clerk 3697  
of the Cuyahoga Falls municipal court shall contain a designation 3698  
of the term for which the candidate seeks election. At the 3699  
following regular municipal election, all candidates for the 3700  
office shall be submitted to the qualified electors of the 3701  
territory of the court in the manner that is provided in section 3702  
1901.07 of the Revised Code for the election of the judges of the 3703  
court. The clerk so elected shall hold office for a term of six 3704  
years, which term shall commence on the first day of January 3705  
following the clerk's election and continue until the clerk's 3706  
successor is elected and qualified. 3707

(ii) Division (A)(1)(g)(i) of this section shall have no 3708  
effect after December 31, 2008. 3709

(h) Except as otherwise provided in division (A)(1)(h) of 3710  
this section, in the Toledo municipal court, candidates for 3711  
election to the office of clerk of the court shall be nominated by 3712  
primary election. The primary election shall be held on the day 3713  
specified in the charter of the city of Toledo for the nomination 3714  
of municipal officers. Notwithstanding any contrary provision of 3715  
section 3513.05 or 3513.257 of the Revised Code, the declarations 3716  
of candidacy and petitions of partisan candidates and the 3717  
nominating petitions of independent candidates for the office of 3718  
clerk of the Toledo municipal court shall be signed by at least 3719  
fifty qualified electors of the territory of the court. 3720

The candidates shall file a declaration of candidacy and 3721  
petition, or a nominating petition, whichever is applicable, not 3722  
later than four p.m. of the ninetieth day before the day of the 3723  
primary election, in the form prescribed by section 3513.07 or 3724  
3513.261 of the Revised Code. The declaration of candidacy and 3725  
petition, or the nominating petition, shall conform to the 3726

applicable requirements of section 3513.05 or 3513.257 of the Revised Code. 3727  
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If no valid declaration of candidacy and petition is filed by any person for nomination as a candidate of a particular political party for election to the office of clerk of the Toledo municipal court, a primary election shall not be held for the purpose of nominating a candidate of that party for election to that office. If only one person files a valid declaration of candidacy and petition for nomination as a candidate of a particular political party for election to that office, a primary election shall not be held for the purpose of nominating a candidate of that party for election to that office, and the candidate shall be issued a certificate of nomination in the manner set forth in section 3513.02 of the Revised Code. 3729  
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Declarations of candidacy and petitions, nominating petitions, and certificates of nomination for the office of clerk of the Toledo municipal court shall contain a designation of the term for which the candidate seeks election. At the following regular municipal election, all candidates for the office shall be submitted to the qualified electors of the territory of the court in the manner that is provided in section 1901.07 of the Revised Code for the election of the judges of the court. The clerk so elected shall hold office for a term of six years, which term shall commence on the first day of January following the clerk's election and continue until the clerk's successor is elected and qualified. 3741  
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(2)(a) Except for the Alliance, Auglaize county, Brown county, Columbiana county, Holmes county, Putnam county, Sandusky county, Lorain, Massillon, and Youngstown municipal courts, in a municipal court for which the population of the territory is less than one hundred thousand, the clerk shall be appointed by the court, and the clerk shall hold office until the clerk's successor 3753  
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is appointed and qualified. 3759

(b) In the Alliance, Lorain, Massillon, and Youngstown 3760  
municipal courts, the clerk shall be elected for a term of office 3761  
as described in division (A)(1)(a) of this section. 3762

(c) In the Auglaize county, Brown county, Holmes county, ~~and~~ 3763  
Putnam county, and Sandusky county municipal courts, the clerks of 3764  
courts of Auglaize county, Brown county, Holmes county, ~~and~~ Putnam 3765  
county, and Sandusky county shall be the clerks, respectively, of 3766  
the Auglaize county, Brown county, Holmes county, ~~and~~ Putnam 3767  
county, and Sandusky county municipal courts and may appoint a 3768  
chief deputy clerk for each branch office that is established 3769  
pursuant to section 1901.311 of the Revised Code, and assistant 3770  
clerks as the judge of the court determines are necessary, all of 3771  
whom shall receive the compensation that the legislative authority 3772  
prescribes. The clerks of courts of Auglaize county, Brown county, 3773  
Holmes county, ~~and~~ Putnam county, and Sandusky county, acting as 3774  
the clerks of the Auglaize county, Brown county, Holmes county, 3775  
~~and~~ Putnam county, and Sandusky county municipal courts and 3776  
assuming the duties of these offices, shall receive compensation 3777  
payable from the county treasury in semimonthly installments at 3778  
one-fourth the rate that is prescribed for the clerks of courts of 3779  
common pleas as determined in accordance with the population of 3780  
the county and the rates set forth in sections 325.08 and 325.18 3781  
of the Revised Code. 3782

(d) In the Columbiana county municipal court, the clerk of 3783  
courts of Columbiana county shall be the clerk of the municipal 3784  
court, may appoint a chief deputy clerk for each branch office 3785  
that is established pursuant to section 1901.311 of the Revised 3786  
Code, and may appoint any assistant clerks that the judges of the 3787  
court determine are necessary. All of the chief deputy clerks and 3788  
assistant clerks shall receive the compensation that the 3789  
legislative authority prescribes. The clerk of courts of 3790

Columbiana county, acting as the clerk of the Columbiana county 3791  
municipal court and assuming the duties of that office, shall 3792  
receive in either biweekly installments or semimonthly 3793  
installments, as determined by the payroll administrator, 3794  
compensation payable from the county treasury at one-fourth the 3795  
rate that is prescribed for the clerks of courts of common pleas 3796  
as determined in accordance with the population of the county and 3797  
the rates set forth in sections 325.08 and 325.18 of the Revised 3798  
Code. 3799

(3) During the temporary absence of the clerk due to illness, 3800  
vacation, or other proper cause, the court may appoint a temporary 3801  
clerk, who shall be paid the same compensation, have the same 3802  
authority, and perform the same duties as the clerk. 3803

(B) Except in the Hamilton county, Montgomery county, Miami 3804  
county, Portage county, and Wayne county municipal courts, if a 3805  
vacancy occurs in the office of the clerk of the Alliance, Lorain, 3806  
Massillon, or Youngstown municipal court or occurs in the office 3807  
of the clerk of a municipal court for which the population of the 3808  
territory equals or exceeds one hundred thousand because the clerk 3809  
ceases to hold the office before the end of the clerk's term or 3810  
because a clerk-elect fails to take office, the vacancy shall be 3811  
filled, until a successor is elected and qualified, by a person 3812  
chosen by the residents of the territory of the court who are 3813  
members of the county central committee of the political party by 3814  
which the last occupant of that office or the clerk-elect was 3815  
nominated. Not less than five nor more than fifteen days after a 3816  
vacancy occurs, those members of that county central committee 3817  
shall meet to make an appointment to fill the vacancy. At least 3818  
four days before the date of the meeting, the chairperson or a 3819  
secretary of the county central committee shall notify each such 3820  
member of that county central committee by first class mail of the 3821  
date, time, and place of the meeting and its purpose. A majority 3822

of all such members of that county central committee constitutes a 3823  
quorum, and a majority of the quorum is required to make the 3824  
appointment. If the office so vacated was occupied or was to be 3825  
occupied by a person not nominated at a primary election, or if 3826  
the appointment was not made by the committee members in 3827  
accordance with this division, the court shall make an appointment 3828  
to fill the vacancy. A successor shall be elected to fill the 3829  
office for the unexpired term at the first municipal election that 3830  
is held more than one hundred thirty-five days after the vacancy 3831  
occurred. 3832

(C)(1) In a municipal court, other than the Auglaize county, 3833  
the Brown county, the Columbiana county, the Holmes county, the 3834  
Putnam county, the Sandusky county, and the Lorain municipal 3835  
courts, for which the population of the territory is less than one 3836  
hundred thousand, the clerk of the municipal court shall receive 3837  
the annual compensation that the presiding judge of the court 3838  
prescribes, if the revenue of the court for the preceding calendar 3839  
year, as certified by the auditor or chief fiscal officer of the 3840  
municipal corporation in which the court is located or, in the 3841  
case of a county-operated municipal court, the county auditor, is 3842  
equal to or greater than the expenditures, including any debt 3843  
charges, for the operation of the court payable under this chapter 3844  
from the city treasury or, in the case of a county-operated 3845  
municipal court, the county treasury for that calendar year, as 3846  
also certified by the auditor or chief fiscal officer. If the 3847  
revenue of a municipal court, other than the Auglaize county, the 3848  
Brown county, the Columbiana county, the Putnam county, the 3849  
Sandusky county, and the Lorain municipal courts, for which the 3850  
population of the territory is less than one hundred thousand for 3851  
the preceding calendar year as so certified is not equal to or 3852  
greater than those expenditures for the operation of the court for 3853  
that calendar year as so certified, the clerk of a municipal court 3854  
shall receive the annual compensation that the legislative 3855

authority prescribes. As used in this division, "revenue" means 3856  
the total of all costs and fees that are collected and paid to the 3857  
city treasury or, in a county-operated municipal court, the county 3858  
treasury by the clerk of the municipal court under division (F) of 3859  
this section and all interest received and paid to the city 3860  
treasury or, in a county-operated municipal court, the county 3861  
treasury in relation to the costs and fees under division (G) of 3862  
this section. 3863

(2) In a municipal court, other than the Hamilton county, 3864  
Montgomery county, Miami county, Portage county, and Wayne county 3865  
municipal courts, for which the population of the territory is one 3866  
hundred thousand or more, and in the Lorain municipal court, the 3867  
clerk of the municipal court shall receive annual compensation in 3868  
a sum equal to eighty-five per cent of the salary of a judge of 3869  
the court. 3870

(3) The compensation of a clerk described in division (C)(1) 3871  
or (2) of this section and of the clerk of the Columbiana county 3872  
municipal court is payable in either semimonthly installments or 3873  
biweekly installments, as determined by the payroll administrator, 3874  
from the same sources and in the same manner as provided in 3875  
section 1901.11 of the Revised Code, except that the compensation 3876  
of the clerk of the Carroll county municipal court is payable in 3877  
biweekly installments. 3878

(D) Before entering upon the duties of the clerk's office, 3879  
the clerk of a municipal court shall give bond of not less than 3880  
six thousand dollars to be determined by the judges of the court, 3881  
conditioned upon the faithful performance of the clerk's duties. 3882

(E) The clerk of a municipal court may do all of the 3883  
following: administer oaths, take affidavits, and issue executions 3884  
upon any judgment rendered in the court, including a judgment for 3885  
unpaid costs; issue, sign, and attach the seal of the court to all 3886  
writs, process, subpoenas, and papers issuing out of the court; 3887

and approve all bonds, sureties, recognizances, and undertakings 3888  
fixed by any judge of the court or by law. The clerk may refuse to 3889  
accept for filing any pleading or paper submitted for filing by a 3890  
person who has been found to be a vexatious litigator under 3891  
section 2323.52 of the Revised Code and who has failed to obtain 3892  
leave to proceed under that section. The clerk shall do all of the 3893  
following: file and safely keep all journals, records, books, and 3894  
papers belonging or appertaining to the court; record the 3895  
proceedings of the court; perform all other duties that the judges 3896  
of the court may prescribe; and keep a book showing all receipts 3897  
and disbursements, which book shall be open for public inspection 3898  
at all times. 3899

The clerk shall prepare and maintain a general index, a 3900  
docket, and other records that the court, by rule, requires, all 3901  
of which shall be the public records of the court. In the docket, 3902  
the clerk shall enter, at the time of the commencement of an 3903  
action, the names of the parties in full, the names of the 3904  
counsel, and the nature of the proceedings. Under proper dates, 3905  
the clerk shall note the filing of the complaint, issuing of 3906  
summons or other process, returns, and any subsequent pleadings. 3907  
The clerk also shall enter all reports, verdicts, orders, 3908  
judgments, and proceedings of the court, clearly specifying the 3909  
relief granted or orders made in each action. The court may order 3910  
an extended record of any of the above to be made and entered, 3911  
under the proper action heading, upon the docket at the request of 3912  
any party to the case, the expense of which record may be taxed as 3913  
costs in the case or may be required to be prepaid by the party 3914  
demanding the record, upon order of the court. 3915

(F) The clerk of a municipal court shall receive, collect, 3916  
and issue receipts for all costs, fees, fines, bail, and other 3917  
moneys payable to the office or to any officer of the court. The 3918  
clerk shall each month disburse to the proper persons or officers, 3919

and take receipts for, all costs, fees, fines, bail, and other 3920  
moneys that the clerk collects. Subject to sections 307.515 and 3921  
4511.193 of the Revised Code and to any other section of the 3922  
Revised Code that requires a specific manner of disbursement of 3923  
any moneys received by a municipal court and except for the 3924  
Hamilton county, Lawrence county, and Ottawa county municipal 3925  
courts, the clerk shall pay all fines received for violation of 3926  
municipal ordinances into the treasury of the municipal 3927  
corporation the ordinance of which was violated and shall pay all 3928  
fines received for violation of township resolutions adopted 3929  
pursuant to section 503.52 or 503.53 or Chapter 504. of the 3930  
Revised Code into the treasury of the township the resolution of 3931  
which was violated. Subject to sections 1901.024 and 4511.193 of 3932  
the Revised Code, in the Hamilton county, Lawrence county, and 3933  
Ottawa county municipal courts, the clerk shall pay fifty per cent 3934  
of the fines received for violation of municipal ordinances and 3935  
fifty per cent of the fines received for violation of township 3936  
resolutions adopted pursuant to section 503.52 or 503.53 or 3937  
Chapter 504. of the Revised Code into the treasury of the county. 3938  
Subject to sections 307.515, 4511.19, and 5503.04 of the Revised 3939  
Code and to any other section of the Revised Code that requires a 3940  
specific manner of disbursement of any moneys received by a 3941  
municipal court, the clerk shall pay all fines collected for the 3942  
violation of state laws into the county treasury. Except in a 3943  
county-operated municipal court, the clerk shall pay all costs and 3944  
fees the disbursement of which is not otherwise provided for in 3945  
the Revised Code into the city treasury. The clerk of a 3946  
county-operated municipal court shall pay the costs and fees the 3947  
disbursement of which is not otherwise provided for in the Revised 3948  
Code into the county treasury. Moneys deposited as security for 3949  
costs shall be retained pending the litigation. The clerk shall 3950  
keep a separate account of all receipts and disbursements in civil 3951  
and criminal cases, which shall be a permanent public record of 3952

the office. On the expiration of the term of the clerk, the clerk 3953  
shall deliver the records to the clerk's successor. The clerk 3954  
shall have other powers and duties as are prescribed by rule or 3955  
order of the court. 3956

(G) All moneys paid into a municipal court shall be noted on 3957  
the record of the case in which they are paid and shall be 3958  
deposited in a state or national bank, or a domestic savings and 3959  
loan association, as defined in section 1151.01 of the Revised 3960  
Code, that is selected by the clerk. Any interest received upon 3961  
the deposits shall be paid into the city treasury, except that, in 3962  
a county-operated municipal court, the interest shall be paid into 3963  
the treasury of the county in which the court is located. 3964

On the first Monday in January of each year, the clerk shall 3965  
make a list of the titles of all cases in the court that were 3966  
finally determined more than one year past in which there remains 3967  
unclaimed in the possession of the clerk any funds, or any part of 3968  
a deposit for security of costs not consumed by the costs in the 3969  
case. The clerk shall give notice of the moneys to the parties who 3970  
are entitled to the moneys or to their attorneys of record. All 3971  
the moneys remaining unclaimed on the first day of April of each 3972  
year shall be paid by the clerk to the city treasurer, except 3973  
that, in a county-operated municipal court, the moneys shall be 3974  
paid to the treasurer of the county in which the court is located. 3975  
The treasurer shall pay any part of the moneys at any time to the 3976  
person who has the right to the moneys upon proper certification 3977  
of the clerk. 3978

(H) Deputy clerks of a municipal court other than the Carroll 3979  
county municipal court may be appointed by the clerk and shall 3980  
receive the compensation, payable in either biweekly installments 3981  
or semimonthly installments, as determined by the payroll 3982  
administrator, out of the city treasury, that the clerk may 3983  
prescribe, except that the compensation of any deputy clerk of a 3984

county-operated municipal court shall be paid out of the treasury 3985  
of the county in which the court is located. The judge of the 3986  
Carroll county municipal court may appoint deputy clerks for the 3987  
court, and the deputy clerks shall receive the compensation, 3988  
payable in biweekly installments out of the county treasury, that 3989  
the judge may prescribe. Each deputy clerk shall take an oath of 3990  
office before entering upon the duties of the deputy clerk's 3991  
office and, when so qualified, may perform the duties appertaining 3992  
to the office of the clerk. The clerk may require any of the 3993  
deputy clerks to give bond of not less than three thousand 3994  
dollars, conditioned for the faithful performance of the deputy 3995  
clerk's duties. 3996

(I) For the purposes of this section, whenever the population 3997  
of the territory of a municipal court falls below one hundred 3998  
thousand but not below ninety thousand, and the population of the 3999  
territory prior to the most recent regular federal census exceeded 4000  
one hundred thousand, the legislative authority of the municipal 4001  
corporation may declare, by resolution, that the territory shall 4002  
be considered to have a population of at least one hundred 4003  
thousand. 4004

(J) The clerk or a deputy clerk shall be in attendance at all 4005  
sessions of the municipal court, although not necessarily in the 4006  
courtroom, and may administer oaths to witnesses and jurors and 4007  
receive verdicts. 4008

**Sec. 1907.11.** (A) Each county court district shall have the 4009  
following county court judges, to be elected as follows: 4010

In the Adams county county court, one part-time judge shall 4011  
be elected in 1982. 4012

In the Ashtabula county county court, one part-time judge 4013  
shall be elected in 1980, and one part-time judge shall be elected 4014  
in 1982. 4015

In the Belmont county county court, one part-time judge shall 4016  
be elected in 1992, term to commence on January 1, 1993, and two 4017  
part-time judges shall be elected in 1994, terms to commence on 4018  
January 1, 1995, and January 2, 1995, respectively. 4019

In the Butler county county court, one part-time judge shall 4020  
be elected in 1992, term to commence on January 1, 1993, and two 4021  
part-time judges shall be elected in 1994, terms to commence on 4022  
January 1, 1995, and January 2, 1995, respectively. 4023

Until December 31, 2007, in the Erie county county court, one 4024  
part-time judge shall be elected in 1982. Effective January 1, 4025  
2008, the Erie county county court shall cease to exist. 4026

In the Fulton county county court, one part-time judge shall 4027  
be elected in 1980, and one part-time judge shall be elected in 4028  
1982. 4029

In the Harrison county county court, one part-time judge 4030  
shall be elected in 1982. 4031

In the Highland county county court, one part-time judge 4032  
shall be elected in 1982. 4033

In the Jefferson county county court, one part-time judge 4034  
shall be elected in 1992, term to commence on January 1, 1993, and 4035  
two part-time judges shall be elected in 1994, terms to commence 4036  
on January 1, 1995, and January 2, 1995, respectively. 4037

In the Mahoning county county court, one part-time judge 4038  
shall be elected in 1992, term to commence on January 1, 1993, and 4039  
three part-time judges shall be elected in 1994, terms to commence 4040  
on January 1, 1995, January 2, 1995, and January 3, 1995, 4041  
respectively. 4042

In the Meigs county county court, one part-time judge shall 4043  
be elected in 1982. 4044

In the Monroe county county court, one part-time judge shall 4045

be elected in 1982. 4046

In the Morgan county county court, one part-time judge shall 4047  
be elected in 1982. 4048

In the Muskingum county county court, one part-time judge 4049  
shall be elected in 1980, and one part-time judge shall be elected 4050  
in 1982. 4051

In the Noble county county court, one part-time judge shall 4052  
be elected in 1982. 4053

In the Paulding county county court, one part-time judge 4054  
shall be elected in 1982. 4055

In the Perry county county court, one part-time judge shall 4056  
be elected in 1982. 4057

In the Pike county county court, one part-time judge shall be 4058  
elected in 1982. 4059

~~In~~ Until December 31, 2006, in the Sandusky county county 4060  
court, two part-time judges shall be elected in 1994, terms to 4061  
commence on January 1, 1995, and January 2, 1995, respectively. 4062  
The judges elected in 2006 shall serve until December 31, 2012. 4063  
The Sandusky county county court shall cease to exist on January 4064  
1, 2013. 4065

In the Trumbull county county court, one part-time judge 4066  
shall be elected in 1992, and one part-time judge shall be elected 4067  
in 1994. 4068

In the Tuscarawas county county court, one part-time judge 4069  
shall be elected in 1982. 4070

In the Vinton county county court, one part-time judge shall 4071  
be elected in 1982. 4072

In the Warren county county court, one part-time judge shall 4073  
be elected in 1980, and one part-time judge shall be elected in 4074  
1982. 4075

(B)(1) Additional judges shall be elected at the next regular election for a county court judge as provided in section 1907.13 of the Revised Code.

(2) Vacancies caused by the death or the resignation from, forfeiture of, or removal from office of a judge shall be filled in accordance with section 107.08 of the Revised Code, except as provided in section 1907.15 of the Revised Code.

**Sec. 2907.27.** (A)(1) If a person is charged with a violation of section 2907.02, 2907.03, 2907.04, 2907.24, 2907.241, or 2907.25 of the Revised Code or with a violation of a municipal ordinance that is substantially equivalent to any of those sections, the arresting authorities or a court, upon the request of the prosecutor in the case or upon the request of the victim, shall cause the accused to submit to one or more appropriate tests to determine if the accused is suffering from a venereal disease. The court, upon the request of the prosecutor in the case or upon the request of the victim shall cause the accused to submit to one or more appropriate tests to determine if the accused is suffering from the human immunodeficiency virus (HIV) within forty-eight hours after the date on which the complaint, information, or indictment is filed or within forty-eight hours after the date on which the complaint, information, or indictment is served on the accused, whichever date is later. Nothing in this section shall be construed to prevent the court from ordering at any time during which the complaint, information, or indictment is pending, that the accused submit to one or more appropriate tests to determine if the accused is suffering from a venereal disease or from the human immunodeficiency virus (HIV).

(2) If the accused is found to be suffering from a venereal disease in an infectious stage, the accused shall be required to submit to medical treatment for that disease. The cost of the

medical treatment shall be charged to and paid by the accused who 4107  
undergoes the treatment. If the accused is indigent, the court 4108  
shall order the accused to report to a facility operated by a city 4109  
health district or a general health district for treatment. If the 4110  
accused is convicted of or pleads guilty to the offense with which 4111  
the accused is charged and is placed under a community control 4112  
sanction, a condition of community control shall be that the 4113  
offender submit to and faithfully follow a course of medical 4114  
treatment for the venereal disease. If the offender does not seek 4115  
the required medical treatment, the court may revoke the 4116  
offender's community control and order the offender to undergo 4117  
medical treatment during the period of the offender's 4118  
incarceration and to pay the cost of that treatment. 4119

(B)(1)(a) If a person is charged with a violation of division 4120  
(B) of section 2903.11 or of section 2907.02, 2907.03, 2907.04, 4121  
2907.05, 2907.12, 2907.24, 2907.241, or 2907.25 of the Revised 4122  
Code or with a violation of a municipal ordinance that is 4123  
substantially equivalent to that division or any of those 4124  
sections, the court, upon the request of the prosecutor in the 4125  
case, upon the request of the victim, or upon the request of any 4126  
other person whom the court reasonably believes had contact with 4127  
the accused in circumstances related to the violation that could 4128  
have resulted in the transmission to that person the human 4129  
immunodeficiency virus, shall cause the accused to submit to one 4130  
or more tests designated by the director of health under section 4131  
3701.241 of the Revised Code to determine if the accused is 4132  
infected with HIV. The court, upon the request of the prosecutor 4133  
in the case, upon the request of the victim with the agreement of 4134  
the prosecutor, or upon the request of any other person with the 4135  
agreement of the prosecutor, may cause an accused who is charged 4136  
with a violation of any other section of the Revised Code or with 4137  
a violation of any other municipal ordinance to submit to one or 4138  
more tests so designated by the director of health if the 4139

circumstances of the violation indicate probable cause to believe 4140  
that the accused, if the accused is infected with HIV, might have 4141  
transmitted HIV to any of the following persons in committing the 4142  
violation: 4143

(i) In relation to a request made by the prosecuting 4144  
attorney, to the victim or to any other person; 4145

(ii) In relation to a request made by the victim, to the 4146  
victim making the request; 4147

(iii) In relation to a request made by any other person, to 4148  
the person making the request. 4149

(b) The results of a test performed under division (B)(1)(a) 4150  
of this section shall be communicated in confidence to the court, 4151  
and the court shall inform the accused of the result. The court 4152  
shall inform the victim that the test was performed and that the 4153  
victim has a right to receive the results on request. If the test 4154  
was performed upon the request of a person other than the 4155  
prosecutor in the case and other than the victim, the court shall 4156  
inform the person who made the request that the test was performed 4157  
and that the person has a right to receive the results upon 4158  
request. Additionally, regardless of who made the request that was 4159  
the basis of the test being performed, if the court reasonably 4160  
believes that, in circumstances related to the violation, a person 4161  
other than the victim had contact with the accused that could have 4162  
resulted in the transmission of HIV to that person, the court may 4163  
inform that person that the test was performed and that the person 4164  
has a right to receive the results of the test on request. If the 4165  
accused tests positive for HIV, the test results shall be reported 4166  
to the department of health in accordance with section 3701.24 of 4167  
the Revised Code and to the sheriff, head of the state 4168  
correctional institution, or other person in charge of any jail or 4169  
prison in which the accused is incarcerated. If the accused tests 4170  
positive for HIV and the accused was charged with, and was 4171

convicted of or pleaded guilty to, a violation of section 2907.24, 4172  
2907.241, or 2907.25 of the Revised Code or a violation of a 4173  
municipal ordinance that is substantially equivalent to any of 4174  
those sections, the test results also shall be reported to the law 4175  
enforcement agency that arrested the accused, and the law 4176  
enforcement agency may use the test results as the basis for any 4177  
future charge of a violation of division (B) of any of those 4178  
sections or a violation of a municipal ordinance that is 4179  
substantially equivalent to division (B) of any of those sections. 4180  
No other disclosure of the test results or the fact that a test 4181  
was performed shall be made, other than as evidence in a grand 4182  
jury proceeding or as evidence in a judicial proceeding in 4183  
accordance with the Rules of Evidence. If the test result is 4184  
negative, and the charge has not been dismissed or if the accused 4185  
has been convicted of the charge or a different offense arising 4186  
out of the same circumstances as the offense charged, the court 4187  
shall order that the test be repeated not earlier than three 4188  
months nor later than six months after the original test. 4189

(2) If an accused who is free on bond refuses to submit to a 4190  
test ordered by the court pursuant to division (B)(1) of this 4191  
section, the court may order that the accused's bond be revoked 4192  
and that the accused be incarcerated until the test is performed. 4193  
If an accused who is incarcerated refuses to submit to a test 4194  
ordered by the court pursuant to division (B)(1) of this section, 4195  
the court shall order the person in charge of the jail or prison 4196  
in which the accused is incarcerated to take any action necessary 4197  
to facilitate the performance of the test, including the forcible 4198  
restraint of the accused for the purpose of drawing blood to be 4199  
used in the test. 4200

(3) A state agency, a political subdivision of the state, or 4201  
an employee of a state agency or of a political subdivision of the 4202  
state is immune from liability in a civil action to recover 4203

damages for injury, death, or loss to person or property allegedly 4204  
caused by any act or omission in connection with the performance 4205  
of the duties required under division (B)(2) of this section 4206  
unless the acts or omissions are with malicious purpose, in bad 4207  
faith, or in a wanton or reckless manner. 4208

(C) As used in this section: 4209

(1) "Community control sanction" has the same meaning as in 4210  
section 2929.01 of the Revised Code. 4211

(2) "HIV" means the human immunodeficiency virus. 4212

**Sec. 2929.26.** (A) Except when a mandatory jail term is 4213  
required by law, the court imposing a sentence for a misdemeanor, 4214  
other than a minor misdemeanor, may impose upon the offender any 4215  
community residential sanction or combination of community 4216  
residential sanctions under this section. Community residential 4217  
sanctions include, but are not limited to, the following: 4218

(1) A term of up to one hundred eighty days in a halfway 4219  
house or community-based correctional facility or a term in a 4220  
halfway house or community-based correctional facility not to 4221  
exceed the longest jail term available for the offense, whichever 4222  
is shorter, if the political subdivision that would have 4223  
responsibility for paying the costs of confining the offender in a 4224  
jail has entered into a contract with the halfway house or 4225  
community-based correctional facility for use of the facility for 4226  
misdemeanor offenders; 4227

(2) A term of up to one hundred eighty days in an alternative 4228  
residential facility or a term in an alternative residential 4229  
facility not to exceed the longest jail term available for the 4230  
offense, whichever is shorter. The court may specify the level of 4231  
security in the alternative residential facility that is needed 4232  
for the offender. 4233

(3) If the offender is an eligible offender, as defined in 4234  
section 307.932 of the Revised Code, a term of up to sixty days in 4235  
a community alternative sentencing center or district community 4236  
alternative sentencing center established and operated in 4237  
accordance with that section, in the circumstances specified in 4238  
that section, with one of the conditions of the sanction being 4239  
that the offender complete in the center the entire term imposed. 4240

(B) A sentence to a community residential sanction under 4241  
division (A)(3) of this section shall be in accordance with 4242  
section 307.932 of the Revised Code. In all other cases, the court 4243  
that sentences an offender to a community residential sanction 4244  
under this section may do either or both of the following: 4245

(1) Permit the offender to serve the offender's sentence in 4246  
intermittent confinement, overnight, on weekends or at any other 4247  
time or times that will allow the offender to continue at the 4248  
offender's occupation or care for the offender's family; 4249

(2) Authorize the offender to be released so that the 4250  
offender may seek or maintain employment, receive education or 4251  
training, receive treatment, perform community service, or 4252  
otherwise fulfill an obligation imposed by law or by the court. A 4253  
release pursuant to this division shall be only for the duration 4254  
of time that is needed to fulfill the purpose of the release and 4255  
for travel that reasonably is necessary to fulfill the purposes of 4256  
the release. 4257

(C) The court may order that a reasonable portion of the 4258  
income earned by the offender upon a release pursuant to division 4259  
(B) of this section be applied to any financial sanction imposed 4260  
under section 2929.28 of the Revised Code. 4261

(D) No court shall sentence any person to a prison term for a 4262  
misdemeanor or minor misdemeanor or to a jail term for a minor 4263  
misdemeanor. 4264

(E) If a court sentences a person who has been convicted of 4265  
or pleaded guilty to a misdemeanor to a community residential 4266  
sanction as described in division (A) of this section, at the time 4267  
of reception and at other times the person in charge of the 4268  
operation of the halfway house, alternative residential facility, 4269  
community alternative sentencing center, district community 4270  
alternative sentencing center, or other place at which the 4271  
offender will serve the residential sanction determines to be 4272  
appropriate, the person in charge of the operation of the halfway 4273  
house, alternative residential facility, community alternative 4274  
sentencing center, district community alternative sentencing 4275  
center, or other place may cause the convicted offender to be 4276  
examined and tested for tuberculosis, HIV infection, hepatitis, 4277  
including, but not limited to, hepatitis A, B, and C, and other 4278  
contagious diseases. The person in charge of the operation of the 4279  
halfway house, alternative residential facility, community 4280  
alternative sentencing center, district community alternative 4281  
sentencing center, or other place at which the offender will serve 4282  
the residential sanction may cause a convicted offender in the 4283  
halfway house, alternative residential facility, community 4284  
alternative sentencing center, district community alternative 4285  
sentencing center, or other place who refuses to be tested or 4286  
treated for tuberculosis, HIV infection, hepatitis, including, but 4287  
not limited to, hepatitis A, B, and C, or another contagious 4288  
disease to be tested and treated involuntarily. 4289

(F) A political subdivision may enter into a contract with a 4290  
halfway house for use of the halfway house to house misdemeanor 4291  
offenders under a sanction imposed under division (A)(1) of this 4292  
section. 4293

**Sec. 3316.04.** (A) Within sixty days of the auditor's 4294  
declaration under division (A) of section 3316.03 of the Revised 4295  
Code, the board of education of the school district shall prepare 4296

and submit to the superintendent of public instruction a financial 4297  
plan delineating the steps the board will take to eliminate the 4298  
district's current operating deficit and avoid incurring operating 4299  
deficits in ensuing years, including the implementation of 4300  
spending reductions. The financial plan also shall evaluate the 4301  
feasibility of entering into shared services agreements with other 4302  
political subdivisions for the joint exercise of any power, 4303  
performance of any function, or rendering of any service, if so 4304  
authorized by statute. The superintendent of public instruction 4305  
shall evaluate the initial financial plan, and either approve or 4306  
disapprove it within thirty calendar days from the date of its 4307  
submission. If the initial financial plan is disapproved, the 4308  
state superintendent shall recommend modifications that will 4309  
render the financial plan acceptable. No school district board 4310  
shall implement a financial plan submitted to the superintendent 4311  
of public instruction under this section unless the superintendent 4312  
has approved the plan. 4313

(B) Upon request of the board of education of a school 4314  
district declared to be in a state of fiscal watch, the auditor of 4315  
state and superintendent of public instruction shall provide 4316  
technical assistance to the board in resolving the fiscal problems 4317  
that gave rise to the declaration, including assistance in 4318  
drafting the board's financial plan. 4319

(C) A financial plan adopted under this section may be 4320  
amended at any time with the approval of the superintendent. The 4321  
board of education of the school district shall submit an updated 4322  
financial plan to the superintendent, for the superintendent's 4323  
approval, every year that the district is in a state of fiscal 4324  
watch. The updated plan shall be submitted in a form acceptable to 4325  
the superintendent. The superintendent shall approve or disapprove 4326  
each updated plan no later than the anniversary of the date on 4327  
which the first such plan was approved. 4328

(D) A school district that has restructured or refinanced a loan under section 3316.041 of the Revised Code shall be declared to be in a state of fiscal emergency if any of the following occurs:

(1) An operating deficit is certified for the district under section 3313.483 of the Revised Code for any year prior to the repayment of the restructured or refinanced loan;

(2) The superintendent determines, in consultation with the auditor of state, that the school district is not satisfactorily complying with the terms of the financial plan required by this section;

(3) The board of education of the school district fails to submit an updated plan that is acceptable to the superintendent under division (C) of this section.

**Sec. 3316.06.** (A) Within one hundred twenty days after the first meeting of a school district financial planning and supervision commission, the commission shall adopt a financial recovery plan regarding the school district for which the commission was created. During the formulation of the plan, the commission shall seek appropriate input from the school district board and from the community. This plan shall contain the following:

(1) Actions to be taken to:

(a) Eliminate all fiscal emergency conditions declared to exist pursuant to division (B) of section 3316.03 of the Revised Code;

(b) Satisfy any judgments, past-due accounts payable, and all past-due and payable payroll and fringe benefits;

(c) Eliminate the deficits in all deficit funds, except that any prior year deficits in the capital and maintenance fund

established pursuant to section 3315.18 of the Revised Code shall 4359  
be forgiven; 4360

(d) Restore to special funds any moneys from such funds that 4361  
were used for purposes not within the purposes of such funds, or 4362  
borrowed from such funds by the purchase of debt obligations of 4363  
the school district with the moneys of such funds, or missing from 4364  
the special funds and not accounted for, if any; 4365

(e) Balance the budget, avoid future deficits in any funds, 4366  
and maintain on a current basis payments of payroll, fringe 4367  
benefits, and all accounts; 4368

(f) Avoid any fiscal emergency condition in the future; 4369

(g) Restore the ability of the school district to market 4370  
long-term general obligation bonds under provisions of law 4371  
applicable to school districts generally. 4372

(2) The management structure that will enable the school 4373  
district to take the actions enumerated in division (A)(1) of this 4374  
section. The plan shall specify the level of fiscal and management 4375  
control that the commission will exercise within the school 4376  
district during the period of fiscal emergency, and shall 4377  
enumerate respectively, the powers and duties of the commission 4378  
and the powers and duties of the school board during that period. 4379  
The commission may elect to assume any of the powers and duties of 4380  
the school board it considers necessary, including all powers 4381  
related to personnel, curriculum, and legal issues in order to 4382  
successfully implement the actions described in division (A)(1) of 4383  
this section. 4384

(3) The target dates for the commencement, progress upon, and 4385  
completion of the actions enumerated in division (A)(1) of this 4386  
section and a reasonable period of time expected to be required to 4387  
implement the plan. The commission shall prepare a reasonable time 4388  
schedule for progress toward and achievement of the requirements 4389

for the plan, and the plan shall be consistent with that time 4390  
schedule. 4391

(4) The amount and purpose of any issue of debt obligations 4392  
that will be issued, together with assurances that any such debt 4393  
obligations that will be issued will not exceed debt limits 4394  
supported by appropriate certifications by the fiscal officer of 4395  
the school district and the county auditor. Debt obligations 4396  
issued pursuant to section 133.301 of the Revised Code shall 4397  
include assurances that such debt shall be in an amount not to 4398  
exceed the amount certified under division (B) of such section. If 4399  
the commission considers it necessary in order to maintain or 4400  
improve educational opportunities of pupils in the school 4401  
district, the plan may include a proposal to restructure or 4402  
refinance outstanding debt obligations incurred by the board under 4403  
section 3313.483 of the Revised Code contingent upon the approval, 4404  
during the period of the fiscal emergency, by district voters of a 4405  
tax levied under section 718.09, 718.10, 5705.194, 5705.21, 4406  
5748.02, 5748.08, or 5748.09 of the Revised Code that is not a 4407  
renewal or replacement levy, or a levy under section 5705.199 of 4408  
the Revised Code, and that will provide new operating revenue. 4409  
Notwithstanding any provision of Chapter 133. or sections 3313.483 4410  
to 3313.4811 of the Revised Code, following the required approval 4411  
of the district voters and with the approval of the commission, 4412  
the school district may issue securities to evidence the 4413  
restructuring or refinancing. Those securities may extend the 4414  
original period for repayment, not to exceed ten years, and may 4415  
alter the frequency and amount of repayments, interest or other 4416  
financing charges, and other terms of agreements under which the 4417  
debt originally was contracted, at the discretion of the 4418  
commission, provided that any loans received pursuant to section 4419  
3313.483 of the Revised Code shall be paid from funds the district 4420  
would otherwise receive under Chapter 3317. of the Revised Code, 4421  
as required under division (E)(3) of section 3313.483 of the 4422

Revised Code. The securities issued for the purpose of 4423  
restructuring or refinancing the debt shall be repaid in equal 4424  
payments and at equal intervals over the term of the debt and are 4425  
not eligible to be included in any subsequent proposal for the 4426  
purpose of restructuring or refinancing debt under this section. 4427

(5) An evaluation of the feasibility of entering into shared 4428  
services agreements with other political subdivisions for the 4429  
joint exercise of any power, performance of any function, or 4430  
rendering of any service, if so authorized by statute. 4431

(B) Any financial recovery plan may be amended subsequent to 4432  
its adoption. Each financial recovery plan shall be updated 4433  
annually. 4434

(C) Each school district financial planning and supervision 4435  
commission shall submit the financial recovery plan it adopts or 4436  
updates under this section to the state superintendent of public 4437  
instruction for approval immediately following its adoption or 4438  
updating. The state superintendent shall evaluate the plan and 4439  
either approve or disapprove it within thirty calendar days from 4440  
the date of its submission. If the plan is disapproved, the state 4441  
superintendent shall recommend modifications that will render it 4442  
acceptable. No financial planning and supervision commission shall 4443  
implement a financial recovery plan that is adopted or updated on 4444  
or after April 10, 2001, unless the state superintendent has 4445  
approved it. 4446

**Sec. 3709.08.** (A) A city constituting board of health of a 4447  
city or general health district or the authority having the duties 4448  
of a board of health under section 3709.05 of the Revised Code may 4449  
enter into a contract for to provide some or all public health 4450  
service with the chief executive services for a board of health of 4451  
another city constituting a city or general health district with 4452  
the approval of a majority of the members of the legislative 4453

~~authority of such city or with the chairman of the district 4454  
advisory council of the general health district with the approval 4455  
of a majority of the members of the district advisory council. 4456  
Such proposal shall be made by the city seeking health service and 4457  
shall be approved by a majority of the members of the legislative 4458  
authority of such city. Such a 4459~~

(B) Each contract entered under division (A) of this section 4460  
shall do all of the following: 4461

~~(A)(1) State the amount of money or the proportion of 4462  
expenses to be paid by the city board of health or authority 4463  
having the duties of a board of health for such service services 4464  
and how it is to be paid; 4465~~

~~(B) Provide for (2) Specify the amount and character of the 4466  
public health service services to be given to the city health 4467  
district provided; 4468~~

~~(C)(3) State the date on which such service shall the 4469  
provision of services is to begin; 4470~~

~~(D)(4) State the length of time such the contract shall is to 4471  
be in effect. 4472~~

~~No such (C) Except as provided in division (D) of this 4473  
section, no contract entered into under division (A) of this 4474  
section shall be in effect until the department both of the 4475  
following are the case: 4476~~

(1) The director of health determines that the health 4477  
department or board of health of the city or general or authority 4478  
having the duties of a board of health district providing such 4479  
service that is to provide the services is organized and equipped 4480  
to provide adequate health service the services. After such 4481  
contract has been approved by the department of health a 4482  
determination is made, the board of health or health department of 4483  
the city or general authority having the duties of a board of 4484

health ~~district~~ providing ~~such service~~ the services shall have, 4485  
within the ~~city~~ health district receiving ~~such service~~ the 4486  
services, all the powers and shall perform all the duties required 4487  
of the board of health ~~of a city~~ or the authority having the 4488  
duties of a board of health district. 4489

(2) One of the following, as applicable, is the case: 4490

(a) If the contract is with a city constituting a city health 4491  
district, the chief executive of that city, with the approval of 4492  
the majority of the members of the legislative authority of that 4493  
city, approves the contract. 4494

(b) If the contract is with the board of health of a general 4495  
health district, the chairperson of the district advisory council 4496  
of the general health district, with the approval of a majority of 4497  
the members of the district advisory council, approves the 4498  
contract. 4499

(c) If the contract is with an authority having the duties of 4500  
a board of health under section 3709.05 of the Revised Code, the 4501  
majority of the members of the authority's governing body approves 4502  
the contract. 4503

(D) A contract entered into under division (A) of this 4504  
section that is for not all but for only one or some public health 4505  
services provided by a board of health or the authority having the 4506  
duties of a board of health shall neither require a determination 4507  
by the director of health described in division (C)(1) of this 4508  
section nor an approval by the persons described in division 4509  
(C)(2)(a), (b), or (c), as applicable, to be effective. 4510

**Sec. 3709.28.** The (A) If a general health district will 4511  
receive any part of its revenue for a fiscal year from an 4512  
appropriation apportioned among the townships and municipal 4513  
corporations composing the district, the board of health of a 4514

general health the district shall, ~~annually, on or before the~~ 4515  
~~first Monday of April,~~ adopt an itemized appropriation measure. 4516  
~~Such~~ under this section for that fiscal year on or before the 4517  
first day of April of the immediately preceding fiscal year. If a 4518  
general health district will not receive any part of its revenue 4519  
for a fiscal year from an appropriation apportioned among the 4520  
townships and municipal corporations composing the district, the 4521  
board of health of the district shall adopt an annual 4522  
appropriation measure for that fiscal year under this section or 4523  
sections 5705.38, 5705.39, and 5705.40 of the Revised Code. 4524

(B) An appropriation measure adopted under this section shall 4525  
set forth the amounts for the current expenses of ~~such the~~ 4526  
district for the ensuing fiscal year ~~beginning on the first day of~~ 4527  
~~January next ensuing.~~ The appropriation measure, together with an 4528  
estimate in itemized form, of the several sources of revenue 4529  
available to the district, including the amount due from the state 4530  
for the next fiscal year as provided in section 3709.32 of the 4531  
Revised Code and the amount which the board anticipates will be 4532  
collected in fees or from any tax levied for the benefit of the 4533  
district under this chapter or Chapter 5705. of the Revised Code 4534  
during the ~~next ensuing~~ fiscal year, shall be certified to the 4535  
county auditor and by the county auditor submitted to the county 4536  
budget commission, which may reduce any item in such the 4537  
appropriation measure ~~but may not increase any item or the~~ 4538  
~~aggregate of all items~~ to be apportioned among the townships and 4539  
municipal corporations composing the district in accordance with 4540  
division (C) of this section. 4541

(C) The aggregate appropriation, as fixed by the commission, 4542  
less the amounts available to the general health district from ~~the~~ 4543  
~~several~~ all sources of revenue, ~~including the estimated balance~~ 4544  
~~from the previous appropriation~~ certified for the ensuing fiscal 4545  
year, including any amounts in the district health fund from the 4546

previous appropriation, and after considering and allowing for 4547  
funds needed to fund ongoing operations in the ensuing fiscal 4548  
year, shall be apportioned, by the county auditor among the 4549  
townships and municipal corporations composing the health district 4550  
on the basis of taxable valuations in such townships and municipal 4551  
corporations. The auditor, when making the auditor's semiannual 4552  
apportionment of funds, shall retain at each semiannual 4553  
apportionment one-half of the amount apportioned to each township 4554  
and municipal corporation. Such moneys ~~and all other sources of~~ 4555  
~~revenue~~ shall be placed in a separate fund, to be known as the 4556  
"district health fund." ~~When~~ Unless otherwise required by a 4557  
provision of the Revised Code or a rule adopted pursuant thereto, 4558  
all other sources of revenue of the district shall be placed in 4559  
the district health fund, provided that the revenue is used and 4560  
maintained in accordance with the purpose for which the revenue 4561  
was received. 4562

(D) When a general health district is composed of townships 4563  
and municipal corporations in two or more counties, the county 4564  
auditor making the original apportionment shall certify to the 4565  
auditor of each county concerned the amount apportioned to each 4566  
township and municipal corporation in such county. Each auditor 4567  
shall withhold from the semiannual apportionment to each such 4568  
township or municipal corporation the amount certified, and shall 4569  
pay the amounts withheld to the custodian of the funds of the 4570  
health district concerned, to be credited to the district health 4571  
fund. In making the apportionment under this paragraph for each 4572  
year from 2002 through 2016, the county auditor shall add to the 4573  
taxable valuation of each township and municipal corporation the 4574  
tax value loss determined for each township and municipal 4575  
corporation under divisions (D) and (E) of section 5727.84 of the 4576  
Revised Code multiplied by the percentage used for that year in 4577  
determining replacement payments under division (A)(1) of section 4578  
5727.86 of the Revised Code. The tax commissioner shall certify to 4579

the county auditor the tax value loss for each township and 4580  
municipal corporation for which the auditor must make an 4581  
apportionment. 4582

(E) Subject to the aggregate amount as has been apportioned 4583  
among the townships and municipalities and as may become available 4584  
from the several sources of revenue, the board of health may, by 4585  
resolution, transfer funds from one item in their appropriation to 4586  
another item, reduce or increase any item, create new items, and 4587  
make additional appropriations or reduce the total appropriation. 4588  
Any such action shall forthwith be certified by the secretary of 4589  
the board of health to the auditor for submission to and approval 4590  
by the budget commission. 4591

(F) When any general health district has been united with or 4592  
has contracted with a city health district located therein, the 4593  
chief executive of the city shall, annually, on or before the 4594  
first day of June, certify to the county auditor the total amount 4595  
due for the ensuing fiscal year from the municipal corporations 4596  
and townships in the district as provided in the contract between 4597  
such city and the district advisory council of the original 4598  
general health district. After approval by the county budget 4599  
commission, the county auditor shall thereupon apportion the 4600  
amount certified to the townships and municipal corporations, and 4601  
shall withhold the sums apportioned as provided in this section. 4602

**Sec. 3709.36.** The board of health of a city or general health 4603  
district hereby created shall exercise all the powers and perform 4604  
all the duties formerly conferred and imposed by law upon the 4605  
board of health of a municipal corporation, and all such powers, 4606  
duties, procedure, and penalties for violation of the sanitary 4607  
regulations of a board of health of a municipal corporation are 4608  
transferred to the board of health of a city or general health 4609  
district by sections 3701.10, 3701.29, 3701.81, 3707.08, 3707.14, 4610

3707.16, 3707.47, and 3709.01 to 3709.36 of the Revised Code. 4611  
4612

The board of health of a city or general health district or 4613  
the authority having the duties of a board of health under section 4614  
3709.05 of the Revised Code shall, for the purpose of providing 4615  
public health services, be a body politic and corporate. As such, 4616  
it is capable of suing and being sued, contracting and being 4617  
contracted with, acquiring, holding, possessing, and disposing of 4618  
real and personal property, and taking and holding in trust for 4619  
the use and benefit of such district or authority any grant or 4620  
devise of land and any domain or bequest of money or other 4621  
personal property. 4622

**Sec. 3729.05.** (A)(1) On or after the first day of April, but 4623  
before the first day of May of each year, every person who intends 4624  
to operate a recreational vehicle park, recreation camp, or 4625  
combined park-camp shall procure a license to operate the park or 4626  
camp from the licensor. If the applicable license fee prescribed 4627  
under section 3729.07 of the Revised Code is not received by the 4628  
licensor by the close of business on the last day of April, the 4629  
applicant for the license shall pay a penalty equal to twenty-five 4630  
per cent of the applicable license fee. The penalty shall 4631  
accompany the license fee. If the last day of April is not a 4632  
business day, the penalty attaches upon the close of business on 4633  
the next business day. 4634

(2) Every person who intends to operate a temporary park-camp 4635  
shall obtain a license to operate the temporary park-camp from the 4636  
licensor at any time before the person begins operation of the 4637  
temporary park-camp during the calendar year. 4638

(3) No recreational vehicle park, recreation camp, combined 4639  
park-camp, or temporary park-camp shall be maintained or operated 4640  
in this state without a license. However, no person who neither 4641

intends to receive nor receives anything of value arising from the 4642  
use of, or the sale of goods or services in connection with the 4643  
use of, a recreational vehicle park, recreation camp, combined 4644  
park-camp, or temporary park-camp is required to procure a license 4645  
under this division. If any health hazard exists at such an 4646  
unlicensed park, camp, or park-camp, the health hazard shall be 4647  
corrected in a manner consistent with the appropriate rule adopted 4648  
under division (A) or (B) of section 3729.02 of the Revised Code. 4649

(4) No person who has received a license under division 4650  
(A)(1) of this section, upon the sale or disposition of the 4651  
recreational vehicle park, recreation camp, or combined park-camp, 4652  
may have the license transferred to the new operator. A person 4653  
shall obtain a separate license to operate each recreational 4654  
vehicle park, recreation camp, or combined park-camp. No license 4655  
to operate a temporary park-camp shall be transferred. A person 4656  
shall obtain a separate license for each temporary park-camp that 4657  
the person intends to operate, and the license shall be valid for 4658  
a period of not longer than seven consecutive days. A person who 4659  
operates a temporary park-camp on a tract of land for more than 4660  
twenty-one days or parts thereof in a calendar year shall obtain a 4661  
license to operate a recreational vehicle park, recreation camp, 4662  
or combined park-camp. 4663

(B)(1) Before a license is initially issued under division 4664  
(A)(1) of this section and annually thereafter, or more often if 4665  
necessary, the licensor shall cause each recreational vehicle 4666  
park, recreation camp, or combined park-camp to be inspected to 4667  
determine compliance with this chapter and rules adopted under it. 4668  
A record shall be made of each inspection on a form prescribed by 4669  
the director of health. 4670

(2) When a license is initially issued under division (A)(2) 4671  
of this section, and more often if necessary, the licensor shall 4672  
cause each temporary park-camp to be inspected to determine 4673

compliance with this chapter and rules adopted under it during the 4674  
period that the temporary park-camp is in operation. A record 4675  
shall be made of each inspection on a form prescribed by the 4676  
director. 4677

(C) Each person applying for an initial license to operate a 4678  
recreational vehicle park, recreation camp, combined park-camp, or 4679  
temporary park-camp shall provide acceptable proof to the 4680  
director, or to the licensor in the case of a temporary park-camp, 4681  
that adequate fire protection will be provided and that applicable 4682  
fire codes will be adhered to in the construction and operation of 4683  
the park, camp, or park-camp. 4684

(D) Any person that operates a county or state fair or any 4685  
independent agricultural society organized pursuant to section 4686  
1711.02 of the Revised Code that operates a fair shall not be 4687  
required to obtain a license under this chapter if recreational 4688  
vehicles, portable camping units, or any combination of them are 4689  
parked at the site of the fair only during the time of preparation 4690  
for, operation of, and dismantling of the fair and if the 4691  
recreational vehicles, portable camping units, or any combination 4692  
of them belong to participants in the fair. 4693

(E) The following entities that operate a fair and that hold 4694  
a license issued under this chapter are not required to comply 4695  
with the requirements normally imposed on a licensee under this 4696  
chapter and rules adopted under it during the time of preparation 4697  
for, operation of, and dismantling of the fair: 4698

(1) A county agricultural society organized pursuant to 4699  
section 1711.01 of the Revised Code; 4700

(2) An independent agricultural society organized pursuant to 4701  
section 1711.02 of the Revised Code; 4702

(3) The Ohio expositions commission. 4703

**Sec. 4123.41.** (A) By the first day of January of each year, 4704  
the bureau of workers' compensation shall furnish to the county 4705  
auditor of each county and the chief fiscal officer of each taxing 4706  
district in a county and of each district activity and institution 4707  
mentioned in section 4123.39 of the Revised Code forms containing 4708  
the premium rates applicable to the county, district, district 4709  
activity, or institution as an employer, on which to report the 4710  
amount of money expended by the county, district, district 4711  
activity, or institution during the previous twelve calendar 4712  
months for the services of employees under this chapter. 4713

(B) Each county auditor and each fiscal officer of a 4714  
district, district activity, and institution shall calculate on 4715  
the form it receives from the bureau under division (A) of this 4716  
section the premium due as its proper contribution to the public 4717  
insurance fund and issue a warrant in favor of the bureau for the 4718  
amount due from the county, district, district activity, or 4719  
institution to the public insurance fund according to the 4720  
following schedule: 4721

(1) On or before the fifteenth day of May of each year, no 4722  
less than forty-five per cent of the amount due; 4723

(2) On or before the first day of September of each year, no 4724  
less than the total amount due. 4725

(C) The legislative body of any county, district, district 4726  
activity, or institution may reimburse the fund from which the 4727  
~~contribution is~~ workers' compensation payments are made by 4728  
transferring to the fund from any other fund of the county, 4729  
district, district activity, or institution, the proportionate 4730  
amount of the ~~contribution~~ payments that should be chargeable to 4731  
the fund, whether the fund is derived from taxation or otherwise. 4732  
The proportionate amount of the ~~contribution~~ payments chargeable 4733  
to the fund may be based on payroll, relative exposure, relative 4734

loss experience, or any combination of these factors, as 4735  
determined by the legislative body. Within 4736

(1) The workers' compensation program payments of any county, 4737  
district, district activity, or institution may include all 4738  
payments required by any bureau of workers' compensation rating 4739  
plan. 4740

(2) The workers' compensation program payments of any county, 4741  
district, district activity, or institution, except for a county 4742  
board of developmental disabilities, a board of alcohol, drug 4743  
addiction, and mental health services, a board of mental health 4744  
services, and a board of alcohol and drug addiction services, also 4745  
may include any of the following: 4746

(a) Direct administrative costs incurred in the management of 4747  
the county, district, district activity, or institution's workers' 4748  
compensation program; 4749

(b) Indirect costs that are necessary and reasonable for the 4750  
proper and efficient administration of the workers' compensation 4751  
program as documented in a cost allocation plan. The indirect cost 4752  
plan shall conform to the United States office of management and 4753  
budget circular A-87 "cost principles for state and local 4754  
governments," 2 C.F.R. 225, as most recently amended on May 10, 4755  
2004. The plan shall not authorize payment from the fund of any 4756  
general government expense required to carry out the overall 4757  
governmental responsibilities. 4758

(3) Within sixty days before a legislative body changes the 4759  
method used for calculating the proportionate amount of the 4760  
~~contribution~~ payments chargeable to the fund, it shall notify, 4761  
consult with, and give information supporting the change to any 4762  
elected official affected by the change. A transfer made pursuant 4763  
to division (B)(2) of this section is not subject to section 4764  
5705.16 of the Revised Code. 4765

~~(C)~~(D) Any county board of developmental disabilities, board of alcohol, drug addiction, and mental health services, board of mental health services, or board of alcohol and drug addiction services whose workers' compensation payments, on or before the effective date of this section, includes costs referred to in division (C)(2) of this section may continue to do so on and after the effective date of this amendment.

(E) The bureau may investigate the correctness of the information provided by the county auditor and chief fiscal officer under division (B) of this section, and if the bureau determines at any time that the county, district, district activity, or institution has not reported the correct information, the administrator of workers' compensation may make deductions or additions as the facts warrant and take those facts into consideration in determining the current or future contributions to be made by the county, district, district activity, or institution. If the county, district, district activity, or institution does not furnish the report in the time required by this section, the administrator may fix the amount of contribution the county, district, district activity, or institution must make and certify that amount for payment.

~~(D)~~(F) The administrator shall provide a discount to any county, district, district activity, or institution that pays its total amount due to the public insurance fund on or before the fifteenth day of May of each year as its proper contribution for premiums. The administrator shall base the discount provided under this division on the savings generated by the early payment to the public insurance fund. The administrator may provide the discount through a refund to the county, district, district activity, or institution or an offset against the future contributions due to the public insurance fund from the county, district, district activity, or institution.

~~(E)~~(G) The administrator may impose an interest penalty for 4798  
late payment of any amount due from a county, district, district 4799  
activity, and institution at the interest rate established by the 4800  
state tax commissioner pursuant to section 5703.47 of the Revised 4801  
Code. 4802

**Sec. 5301.68.** An owner of land may grant a conservation 4803  
easement to the department of natural resources, a park district 4804  
created under Chapter 1545. of the Revised Code, a township park 4805  
district created under section 511.18 of the Revised Code, a 4806  
conservancy district created under Chapter 6101. of the Revised 4807  
Code, a soil and water conservation district created under Chapter 4808  
1515. of the Revised Code, a regional water and sewer district 4809  
created under Chapter 6119. of the Revised Code, a county, a 4810  
township, a municipal corporation, or a charitable organization 4811  
that is authorized to hold conservation easements by division (B) 4812  
of section 5301.69 of the Revised Code, in the form of articles of 4813  
dedication, easement, covenant, restriction, or condition. An 4814  
owner of land also may grant an agricultural easement to the 4815  
director of agriculture; to a municipal corporation, county, 4816  
township, or soil and water conservation district; or to a 4817  
charitable organization described in division (B) of section 4818  
5301.69 of the Revised Code. An owner of land may grant an 4819  
agricultural easement only on land that is valued for purposes of 4820  
real property taxation at its current value for agricultural use 4821  
under section 5713.31 of the Revised Code or that constitutes a 4822  
homestead when the easement is granted. 4823

All conservation easements and agricultural easements shall 4824  
be executed and recorded in the same manner as other instruments 4825  
conveying interests in land. 4826

**Sec. 5301.69.** (A) The director of natural resources, the 4827  
board of park commissioners of a park district created under 4828

Chapter 1545. of the Revised Code, the board of park commissioners 4829  
of a township park district created under section 511.18 of the 4830  
Revised Code, the board of directors of a conservancy district 4831  
created under Chapter 6101. of the Revised Code, the board of 4832  
supervisors of a soil and water conservation district created 4833  
under Chapter 1515. of the Revised Code, the board of trustees of 4834  
a regional water and sewer district created under Chapter 6119. of 4835  
the Revised Code, the board of county commissioners of a county, 4836  
the board of township trustees of a township, or the legislative 4837  
authority of a municipal corporation may acquire conservation 4838  
easements in the name of the state, the district, or the county, 4839  
township, or municipal corporation in the same manner as other 4840  
interests in land may be acquired under section 307.02, 307.18, 4841  
505.10, 505.261, 511.23, 717.01, 1501.01, 1515.08, 1545.11, ~~or~~ 4842  
6101.15, or 6119.111 of the Revised Code. Each officer, board, or 4843  
authority acquiring a conservation easement shall name an 4844  
appropriate administrative officer, department, or division to 4845  
supervise and enforce the easement. 4846

(B) A charitable organization may acquire and hold 4847  
conservation easements if it is exempt from federal taxation under 4848  
subsection 501(a) and is described in subsection 501(c) of the 4849  
"Internal Revenue Code of 1954," 68A Stat. 3, 26 U.S.C. 1, as 4850  
amended, and organized for any of the following purposes: the 4851  
preservation of land areas for public outdoor recreation or 4852  
education, or scenic enjoyment; the preservation of historically 4853  
important land areas or structures; or the protection of natural 4854  
environmental systems. Such a charitable organization also may 4855  
acquire and hold agricultural easements subject to the limitation 4856  
that it may do so only on land that is valued for purposes of real 4857  
property taxation at its current value for agricultural use under 4858  
section 5713.31 of the Revised Code or that constitutes a 4859  
homestead when the easement is granted. 4860

Sec. 5705.392. (A) A board of county commissioners may adopt 4861  
as a part of its annual appropriation measure a spending plan, or 4862  
in the case of an amended appropriation measure, an amended 4863  
spending plan, setting forth a quarterly schedule of expenses and 4864  
expenditures of all appropriations for the fiscal year from the 4865  
county general fund. The spending plan shall be classified to set 4866  
forth separately a quarterly schedule of expenses and expenditures 4867  
for each office, department, and division, and within each, the 4868  
amount appropriated for personal services. Each office, 4869  
department, and division shall be limited in its expenses and 4870  
expenditures of moneys appropriated from the general fund during 4871  
any quarter by the schedule established in the spending plan. The 4872  
schedule established in the spending plan shall serve as a 4873  
limitation during a quarter on the making of contracts and giving 4874  
of orders involving the expenditure of money during that quarter 4875  
for purposes of division (D) of section 5705.41 of the Revised 4876  
Code. 4877

(B)(1) A board of county commissioners, by resolution, may 4878  
adopt a spending plan or an amended spending plan setting forth 4879  
separately a quarterly schedule of expenses and expenditures of 4880  
appropriations from any county fund, except as provided in 4881  
division (C) of this section, for the second half of a fiscal year 4882  
and any subsequent fiscal year, for any county office, department, 4883  
or division that has spent or encumbered more than six-tenths of 4884  
the amount appropriated for personal services and payrolls during 4885  
the first half of any fiscal year. 4886

(2) During any fiscal year, a board of county commissioners, 4887  
by resolution, may adopt a spending plan or an amended spending 4888  
plan setting forth separately a quarterly schedule of expenses and 4889  
expenditures of appropriations from any county fund, except as 4890  
provided in division (C) of this section, for any county office, 4891  
department, or division that, during the previous fiscal year, 4892

spent one hundred ten per cent or more of the total amount 4893  
appropriated for personal services and payrolls by the board in 4894  
its annual appropriation measure required by section 5705.38 of 4895  
the Revised Code. The spending plan or amended spending plan shall 4896  
remain in effect for not more than two fiscal years, or until. But 4897  
if the county administrative officer of the office, department, or 4898  
division for which the plan was adopted is no longer in office, 4899  
including terms of office to which the county officer is 4900  
re-elected, whichever is later an elected official, the spending 4901  
plan shall not be in effect during a fiscal year in which that 4902  
elected official is no longer the administrative officer of that 4903  
office, department, or division. 4904

(3) At least thirty days before adopting a resolution under 4905  
division (B)(1) or (2) of this section, the board of county 4906  
commissioners shall provide written notice to each county office, 4907  
department, or division for which it intends to adopt a spending 4908  
plan or an amended spending plan. The notice shall be sent by 4909  
regular first class mail or provided by personal service, and 4910  
shall include a copy of the proposed spending plan or proposed 4911  
amended spending plan. The county office, department, or division 4912  
may meet with the board at any regular session of the board to 4913  
comment on the notice, or to express concerns or ask questions 4914  
about the proposed spending plan or proposed amended spending 4915  
plan. 4916

(C) Division (B) of this section shall not apply to any fund 4917  
that is subject to rules adopted by the tax commissioner under 4918  
division (O) of section 5703.05 of the Revised Code. 4919

**Sec. 5705.41.** No subdivision or taxing unit shall: 4920

(A) Make any appropriation of money except as provided in 4921  
Chapter 5705. of the Revised Code; provided, that the 4922  
authorization of a bond issue shall be deemed to be an 4923

appropriation of the proceeds of the bond issue for the purpose 4924  
for which such bonds were issued, but no expenditure shall be made 4925  
from any bond fund until first authorized by the taxing authority; 4926

(B) Make any expenditure of money unless it has been 4927  
appropriated as provided in such chapter; 4928

(C) Make any expenditure of money except by a proper warrant 4929  
drawn against an appropriate fund; 4930

(D)(1) Except as otherwise provided in division (D)(2) of 4931  
this section and section 5705.44 of the Revised Code, make any 4932  
contract or give any order involving the expenditure of money 4933  
unless there is attached thereto a certificate of the fiscal 4934  
officer of the subdivision that the amount required to meet the 4935  
obligation or, in the case of a continuing contract to be 4936  
performed in whole or in part in an ensuing fiscal year, the 4937  
amount required to meet the obligation in the fiscal year in which 4938  
the contract is made, has been lawfully appropriated for such 4939  
purpose and is in the treasury or in process of collection to the 4940  
credit of an appropriate fund free from any previous encumbrances. 4941  
This certificate need be signed only by the subdivision's fiscal 4942  
officer. Every such contract made without such a certificate shall 4943  
be void, and no warrant shall be issued in payment of any amount 4944  
due thereon. If no certificate is furnished as required, upon 4945  
receipt by the taxing authority of the subdivision or taxing unit 4946  
of a certificate of the fiscal officer stating that there was at 4947  
the time of the making of such contract or order and at the time 4948  
of the execution of such certificate a sufficient sum appropriated 4949  
for the purpose of such contract and in the treasury or in process 4950  
of collection to the credit of an appropriate fund free from any 4951  
previous encumbrances, such taxing authority may authorize the 4952  
drawing of a warrant in payment of amounts due upon such contract, 4953  
but such resolution or ordinance shall be passed within thirty 4954  
days after the taxing authority receives such certificate; 4955

provided that, if the amount involved is less than one hundred 4956  
dollars in the case of counties or three thousand dollars in the 4957  
case of all other subdivisions or taxing units, the fiscal officer 4958  
may authorize it to be paid without such affirmation of the taxing 4959  
authority of the subdivision or taxing unit, if such expenditure 4960  
is otherwise valid. 4961

(2) ~~Annually, the~~ The board of county commissioners may adopt 4962  
a resolution exempting county purchases of one thousand dollars or 4963  
less from the requirement of division (D)(1) of this section that 4964  
a certificate be attached to any contract or order involving the 4965  
expenditure of money. The resolution shall state the dollar amount 4966  
that is exempted from the certificate requirement and whether the 4967  
exemption applies to all purchases, to one or more specific 4968  
classes of purchases, or to the purchase of one or more specific 4969  
items. Prior to the adoption of the resolution, the board shall 4970  
give written notice to the county auditor that it intends to adopt 4971  
the resolution. The notice shall state the dollar amount that is 4972  
proposed to be exempted and whether the exemption would apply to 4973  
all purchases, to one or more specific classes of purchases, or to 4974  
the purchase of one or more specific items. The county auditor may 4975  
review and comment on the proposal, and shall send any comments to 4976  
the board within fifteen days after receiving the notice. The 4977  
board shall wait at least fifteen days after giving the notice to 4978  
the auditor before adopting the resolution. A person authorized to 4979  
make a county purchase in a county that has adopted such a 4980  
resolution shall prepare and file with the county auditor, within 4981  
three business days after incurring an obligation not requiring a 4982  
certificate, or within any other period of time the board of 4983  
county commissioners specifies in the resolution, a written or 4984  
electronically transferred document specifying the purpose and 4985  
amount of the expenditure, the date of the purchase, the name of 4986  
the vendor, the specific appropriation items from which the 4987  
expenditures are to be made, and any additional information as the 4988

auditor of state may prescribe. 4989

(3) Upon certification by the auditor or other chief fiscal 4990  
officer that a certain sum of money, not in excess of an amount 4991  
established by resolution or ordinance adopted by a majority of 4992  
the members of the legislative authority of the subdivision or 4993  
taxing unit, has been lawfully appropriated, authorized, or 4994  
directed for a certain purpose and is in the treasury or in the 4995  
process of collection to the credit of a specific line-item 4996  
appropriation account in a certain fund free from previous and 4997  
then outstanding obligations or certifications, then for such 4998  
purpose and from such line-item appropriation account in such 4999  
fund, over a period not extending beyond the end of the fiscal 5000  
year, expenditures may be made, orders for payment issued, and 5001  
contracts or obligations calling for or requiring the payment of 5002  
money made and assumed; provided, that the aggregate sum of money 5003  
included in and called for by such expenditures, orders, 5004  
contracts, and obligations shall not exceed the sum so certified. 5005  
Such a certification need be signed only by the fiscal officer of 5006  
the subdivision or the taxing district and may, but need not, be 5007  
limited to a specific vendor. An itemized statement of obligations 5008  
incurred and expenditures made under such certificate shall be 5009  
rendered to the auditor or other chief fiscal officer before 5010  
another such certificate may be issued, and not more than one such 5011  
certificate shall be outstanding at a time. 5012

In addition to providing the certification for expenditures 5013  
as specified in this division, a subdivision also may make 5014  
expenditures, issue orders for payment, and make contracts or 5015  
obligations calling for or requiring the payment of money made and 5016  
assumed for specified permitted purposes from a specific line-item 5017  
appropriation account in a specified fund for a sum of money upon 5018  
the certification by the fiscal officer of the subdivision that 5019  
this sum of money has been lawfully appropriated, authorized, or 5020

directed for a permitted purpose and is in the treasury or in the 5021  
process of collection to the credit of the specific line-item 5022  
appropriation account in the specified fund free from previous and 5023  
then-outstanding obligations or certifications; provided that the 5024  
aggregate sum of money included in and called for by the 5025  
expenditures, orders, and obligations shall not exceed the 5026  
certified sum. The purposes for which a subdivision may lawfully 5027  
appropriate, authorize, or issue such a certificate are the 5028  
services of an accountant, architect, attorney at law, physician, 5029  
professional engineer, construction project manager, consultant, 5030  
surveyor, or appraiser by or on behalf of the subdivision or 5031  
contracting authority; fuel oil, gasoline, food items, roadway 5032  
materials, and utilities; and any purchases exempt from 5033  
competitive bidding under section 125.04 of the Revised Code and 5034  
any other specific expenditure that is a recurring and reasonably 5035  
predictable operating expense. Such a certification shall not 5036  
extend beyond the end of the fiscal year or, in the case of a 5037  
board of county commissioners that has established a quarterly 5038  
spending plan under section 5705.392 of the Revised Code, beyond 5039  
the quarter to which the plan applies. Such a certificate shall be 5040  
signed by the fiscal officer and may, but need not, be limited to 5041  
a specific vendor. An itemized statement of obligations incurred 5042  
and expenditures made under such a certificate shall be rendered 5043  
to the fiscal officer for each certificate issued. More than one 5044  
such certificate may be outstanding at any time. 5045

In any case in which a contract is entered into upon a per 5046  
unit basis, the head of the department, board, or commission for 5047  
the benefit of which the contract is made shall make an estimate 5048  
of the total amount to become due upon such contract, which 5049  
estimate shall be certified in writing to the fiscal officer of 5050  
the subdivision. Such a contract may be entered into if the 5051  
appropriation covers such estimate, or so much thereof as may be 5052  
due during the current year. In such a case the certificate of the 5053

fiscal officer based upon the estimate shall be a sufficient 5054  
compliance with the law requiring a certificate. 5055

Any certificate of the fiscal officer attached to a contract 5056  
shall be binding upon the political subdivision as to the facts 5057  
set forth therein. Upon request of any person receiving an order 5058  
or entering into a contract with any political subdivision, the 5059  
certificate of the fiscal officer shall be attached to such order 5060  
or contract. "Contract" as used in this section excludes current 5061  
payrolls of regular employees and officers. 5062

(E) Taxes and other revenue in process of collection, or the 5063  
proceeds to be derived from authorized bonds, notes, or 5064  
certificates of indebtedness sold and in process of delivery, 5065  
shall for the purpose of this section be deemed in the treasury or 5066  
in process of collection and in the appropriate fund. This section 5067  
applies neither to the investment of sinking funds by the trustees 5068  
of such funds, nor to investments made under sections 731.56 to 5069  
731.59 of the Revised Code. 5070

No district authority shall, in transacting its own affairs, 5071  
do any of the things prohibited to a subdivision by this section, 5072  
but the appropriation referred to shall become the appropriation 5073  
by the district authority, and the fiscal officer referred to 5074  
shall mean the fiscal officer of the district authority. 5075

**Sec. 5709.40.** (A) As used in this section: 5076

(1) "Blighted area" and "impacted city" have the same 5077  
meanings as in section 1728.01 of the Revised Code. 5078

(2) "Business day" means a day of the week excluding 5079  
Saturday, Sunday, and a legal holiday as defined under section 5080  
1.14 of the Revised Code. 5081

(3) "Housing renovation" means a project carried out for 5082  
residential purposes. 5083

(4) "Improvement" means the increase in the assessed value of any real property that would first appear on the tax list and duplicate of real and public utility property after the effective date of an ordinance adopted under this section were it not for the exemption granted by that ordinance.

(5) "Incentive district" means an area not more than three hundred acres in size enclosed by a continuous boundary in which a project is being, or will be, undertaken and having one or more of the following distress characteristics:

(a) At least fifty-one per cent of the residents of the district have incomes of less than eighty per cent of the median income of residents of the political subdivision in which the district is located, as determined in the same manner specified under section 119(b) of the "Housing and Community Development Act of 1974," 88 Stat. 633, 42 U.S.C. 5318, as amended;

(b) The average rate of unemployment in the district during the most recent twelve-month period for which data are available is equal to at least one hundred fifty per cent of the average rate of unemployment for this state for the same period.

(c) At least twenty per cent of the people residing in the district live at or below the poverty level as defined in the federal Housing and Community Development Act of 1974, 42 U.S.C. 5301, as amended, and regulations adopted pursuant to that act.

(d) The district is a blighted area.

(e) The district is in a situational distress area as designated by the director of development under division (F) of section 122.23 of the Revised Code.

(f) As certified by the engineer for the political subdivision, the public infrastructure serving the district is inadequate to meet the development needs of the district as evidenced by a written economic development plan or urban renewal

plan for the district that has been adopted by the legislative 5115  
authority of the subdivision. 5116

(g) The district is comprised entirely of unimproved land 5117  
that is located in a distressed area as defined in section 122.23 5118  
of the Revised Code. 5119

(6) "Project" means development activities undertaken on one 5120  
or more parcels, including, but not limited to, construction, 5121  
expansion, and alteration of buildings or structures, demolition, 5122  
remediation, and site development, and any building or structure 5123  
that results from those activities. 5124

(7) "Public infrastructure improvement" includes, but is not 5125  
limited to, public roads and highways; water and sewer lines; 5126  
environmental remediation; land acquisition, including acquisition 5127  
in aid of industry, commerce, distribution, or research; 5128  
demolition, including demolition on private property when 5129  
determined to be necessary for economic development purposes; 5130  
stormwater and flood remediation projects, including such projects 5131  
on private property when determined to be necessary for public 5132  
health, safety, and welfare; the provision of gas, electric, and 5133  
communications service facilities; and the enhancement of public 5134  
waterways through improvements that allow for greater public 5135  
access. 5136

(B) The legislative authority of a municipal corporation, by 5137  
ordinance, may declare improvements to certain parcels of real 5138  
property located in the municipal corporation to be a public 5139  
purpose. Improvements with respect to a parcel that is used or to 5140  
be used for residential purposes may be declared a public purpose 5141  
under this division only if the parcel is located in a blighted 5142  
area of an impacted city. For this purpose, "parcel that is used 5143  
or to be used for residential purposes" means a parcel that, as 5144  
improved, is used or to be used for purposes that would cause the 5145  
tax commissioner to classify the parcel as residential property in 5146

accordance with rules adopted by the commissioner under section 5147  
5713.041 of the Revised Code. Except with the approval under 5148  
division (D) of this section of the board of education of each 5149  
city, local, or exempted village school district within which the 5150  
improvements are located, not more than seventy-five per cent of 5151  
an improvement thus declared to be a public purpose may be 5152  
exempted from real property taxation for a period of not more than 5153  
ten years. The ordinance shall specify the percentage of the 5154  
improvement to be exempted from taxation and the life of the 5155  
exemption. 5156

An ordinance adopted or amended under this division shall 5157  
designate the specific public infrastructure improvements made, to 5158  
be made, or in the process of being made by the municipal 5159  
corporation that directly benefit, or that once made will directly 5160  
benefit, the parcels for which improvements are declared to be a 5161  
public purpose. The service payments provided for in section 5162  
5709.42 of the Revised Code shall be used to finance the public 5163  
infrastructure improvements designated in the ordinance, for the 5164  
purpose described in division (D)(1) of this section or as 5165  
provided in section 5709.43 of the Revised Code. 5166

(C)(1) The legislative authority of a municipal corporation 5167  
may adopt an ordinance creating an incentive district and 5168  
declaring improvements to parcels within the district to be a 5169  
public purpose and, except as provided in division (F) of this 5170  
section, exempt from taxation as provided in this section, but no 5171  
legislative authority of a municipal corporation that has a 5172  
population that exceeds twenty-five thousand, as shown by the most 5173  
recent federal decennial census, shall adopt an ordinance that 5174  
creates an incentive district if the sum of the taxable value of 5175  
real property in the proposed district for the preceding tax year 5176  
and the taxable value of all real property in the municipal 5177  
corporation that would have been taxable in the preceding year 5178

were it not for the fact that the property was in an existing 5179  
incentive district and therefore exempt from taxation exceeds 5180  
twenty-five per cent of the taxable value of real property in the 5181  
municipal corporation for the preceding tax year. The ordinance 5182  
shall delineate the boundary of the district and specifically 5183  
identify each parcel within the district. A district may not 5184  
include any parcel that is or has been exempted from taxation 5185  
under division (B) of this section or that is or has been within 5186  
another district created under this division. An ordinance may 5187  
create more than one such district, and more than one ordinance 5188  
may be adopted under division (C)(1) of this section. 5189

(2) Not later than thirty days prior to adopting an ordinance 5190  
under division (C)(1) of this section, if the municipal 5191  
corporation intends to apply for exemptions from taxation under 5192  
section 5709.911 of the Revised Code on behalf of owners of real 5193  
property located within the proposed incentive district, the 5194  
legislative authority of a municipal corporation shall conduct a 5195  
public hearing on the proposed ordinance. Not later than thirty 5196  
days prior to the public hearing, the legislative authority shall 5197  
give notice of the public hearing and the proposed ordinance by 5198  
first class mail to every real property owner whose property is 5199  
located within the boundaries of the proposed incentive district 5200  
that is the subject of the proposed ordinance. 5201

(3)(a) An ordinance adopted under division (C)(1) of this 5202  
section shall specify the life of the incentive district and the 5203  
percentage of the improvements to be exempted, shall designate the 5204  
public infrastructure improvements made, to be made, or in the 5205  
process of being made, that benefit or serve, or, once made, will 5206  
benefit or serve parcels in the district. The ordinance also shall 5207  
identify one or more specific projects being, or to be, undertaken 5208  
in the district that place additional demand on the public 5209  
infrastructure improvements designated in the ordinance. The 5210

project identified may, but need not be, the project under 5211  
division (C)(3)(b) of this section that places real property in 5212  
use for commercial or industrial purposes. Except as otherwise 5213  
permitted under that division, the service payments provided for 5214  
in section 5709.42 of the Revised Code shall be used to finance 5215  
the designated public infrastructure improvements, for the purpose 5216  
described in division (D)(1) or (E) of this section, or as 5217  
provided in section 5709.43 of the Revised Code. 5218

An ordinance adopted under division (C)(1) of this section on 5219  
or after March 30, 2006, shall not designate police or fire 5220  
equipment as public infrastructure improvements, and no service 5221  
payment provided for in section 5709.42 of the Revised Code and 5222  
received by the municipal corporation under the ordinance shall be 5223  
used for police or fire equipment. 5224

(b) An ordinance adopted under division (C)(1) of this 5225  
section may authorize the use of service payments provided for in 5226  
section 5709.42 of the Revised Code for the purpose of housing 5227  
renovations within the incentive district, provided that the 5228  
ordinance also designates public infrastructure improvements that 5229  
benefit or serve the district, and that a project within the 5230  
district places real property in use for commercial or industrial 5231  
purposes. Service payments may be used to finance or support 5232  
loans, deferred loans, and grants to persons for the purpose of 5233  
housing renovations within the district. The ordinance shall 5234  
designate the parcels within the district that are eligible for 5235  
housing renovation. The ordinance shall state separately the 5236  
amounts or the percentages of the expected aggregate service 5237  
payments that are designated for each public infrastructure 5238  
improvement and for the general purpose of housing renovations. 5239

(4) Except with the approval of the board of education of 5240  
each city, local, or exempted village school district within the 5241  
territory of which the incentive district is or will be located, 5242

and subject to division (E) of this section, the life of an 5243  
incentive district shall not exceed ten years, and the percentage 5244  
of improvements to be exempted shall not exceed seventy-five per 5245  
cent. With approval of the board of education, the life of a 5246  
district may be not more than thirty years, and the percentage of 5247  
improvements to be exempted may be not more than one hundred per 5248  
cent. The approval of a board of education shall be obtained in 5249  
the manner provided in division (D) of this section. 5250

(D)(1) If the ordinance declaring improvements to a parcel to 5251  
be a public purpose or creating an incentive district specifies 5252  
that payments in lieu of taxes provided for in section 5709.42 of 5253  
the Revised Code shall be paid to the city, local, or exempted 5254  
village, and joint vocational school district in which the parcel 5255  
or incentive district is located in the amount of the taxes that 5256  
would have been payable to the school district if the improvements 5257  
had not been exempted from taxation, the percentage of the 5258  
improvement that may be exempted from taxation may exceed 5259  
seventy-five per cent, and the exemption may be granted for up to 5260  
thirty years, without the approval of the board of education as 5261  
otherwise required under division (D)(2) of this section. 5262

(2) Improvements with respect to a parcel may be exempted 5263  
from taxation under division (B) of this section, and improvements 5264  
to parcels within an incentive district may be exempted from 5265  
taxation under division (C) of this section, for up to ten years 5266  
or, with the approval under this paragraph of the board of 5267  
education of the city, local, or exempted village school district 5268  
within which the parcel or district is located, for up to thirty 5269  
years. The percentage of the improvement exempted from taxation 5270  
may, with such approval, exceed seventy-five per cent, but shall 5271  
not exceed one hundred per cent. Not later than forty-five 5272  
business days prior to adopting an ordinance under this section 5273  
declaring improvements to be a public purpose that is subject to 5274

approval by a board of education under this division, the 5275  
legislative authority shall deliver to the board of education a 5276  
notice stating its intent to adopt an ordinance making that 5277  
declaration. The notice regarding improvements with respect to a 5278  
parcel under division (B) of this section shall identify the 5279  
parcels for which improvements are to be exempted from taxation, 5280  
provide an estimate of the true value in money of the 5281  
improvements, specify the period for which the improvements would 5282  
be exempted from taxation and the percentage of the improvement 5283  
that would be exempted, and indicate the date on which the 5284  
legislative authority intends to adopt the ordinance. The notice 5285  
regarding improvements to parcels within an incentive district 5286  
under division (C) of this section shall delineate the boundaries 5287  
of the district, specifically identify each parcel within the 5288  
district, identify each anticipated improvement in the district, 5289  
provide an estimate of the true value in money of each such 5290  
improvement, specify the life of the district and the percentage 5291  
of improvements that would be exempted, and indicate the date on 5292  
which the legislative authority intends to adopt the ordinance. 5293  
The board of education, by resolution adopted by a majority of the 5294  
board, may approve the exemption for the period or for the 5295  
exemption percentage specified in the notice; may disapprove the 5296  
exemption for the number of years in excess of ten, may disapprove 5297  
the exemption for the percentage of the improvement to be exempted 5298  
in excess of seventy-five per cent, or both; or may approve the 5299  
exemption on the condition that the legislative authority and the 5300  
board negotiate an agreement providing for compensation to the 5301  
school district equal in value to a percentage of the amount of 5302  
taxes exempted in the eleventh and subsequent years of the 5303  
exemption period or, in the case of exemption percentages in 5304  
excess of seventy-five per cent, compensation equal in value to a 5305  
percentage of the taxes that would be payable on the portion of 5306  
the improvement in excess of seventy-five per cent were that 5307

portion to be subject to taxation, or other mutually agreeable 5308  
compensation. If an agreement is negotiated between the 5309  
legislative authority and the board to compensate the school 5310  
district for all or part of the taxes exempted, including 5311  
agreements for payments in lieu of taxes under section 5709.42 of 5312  
the Revised Code, the legislative authority shall compensate the 5313  
joint vocational school district within which the parcel or 5314  
district is located at the same rate and under the same terms 5315  
received by the city, local, or exempted village school district. 5316

(3) The board of education shall certify its resolution to 5317  
the legislative authority not later than fourteen days prior to 5318  
the date the legislative authority intends to adopt the ordinance 5319  
as indicated in the notice. If the board of education and the 5320  
legislative authority negotiate a mutually acceptable compensation 5321  
agreement, the ordinance may declare the improvements a public 5322  
purpose for the number of years specified in the ordinance or, in 5323  
the case of exemption percentages in excess of seventy-five per 5324  
cent, for the exemption percentage specified in the ordinance. In 5325  
either case, if the board and the legislative authority fail to 5326  
negotiate a mutually acceptable compensation agreement, the 5327  
ordinance may declare the improvements a public purpose for not 5328  
more than ten years, and shall not exempt more than seventy-five 5329  
per cent of the improvements from taxation. If the board fails to 5330  
certify a resolution to the legislative authority within the time 5331  
prescribed by this division, the legislative authority thereupon 5332  
may adopt the ordinance and may declare the improvements a public 5333  
purpose for up to thirty years, or, in the case of exemption 5334  
percentages proposed in excess of seventy-five per cent, for the 5335  
exemption percentage specified in the ordinance. The legislative 5336  
authority may adopt the ordinance at any time after the board of 5337  
education certifies its resolution approving the exemption to the 5338  
legislative authority, or, if the board approves the exemption on 5339  
the condition that a mutually acceptable compensation agreement be 5340

negotiated, at any time after the compensation agreement is agreed 5341  
to by the board and the legislative authority. 5342

(4) If a board of education has adopted a resolution waiving 5343  
its right to approve exemptions from taxation under this section 5344  
and the resolution remains in effect, approval of exemptions by 5345  
the board is not required under division (D) of this section. If a 5346  
board of education has adopted a resolution allowing a legislative 5347  
authority to deliver the notice required under division (D) of 5348  
this section fewer than forty-five business days prior to the 5349  
legislative authority's adoption of the ordinance, the legislative 5350  
authority shall deliver the notice to the board not later than the 5351  
number of days prior to such adoption as prescribed by the board 5352  
in its resolution. If a board of education adopts a resolution 5353  
waiving its right to approve agreements or shortening the 5354  
notification period, the board shall certify a copy of the 5355  
resolution to the legislative authority. If the board of education 5356  
rescinds such a resolution, it shall certify notice of the 5357  
rescission to the legislative authority. 5358

(5) If the legislative authority is not required by division 5359  
(D) of this section to notify the board of education of the 5360  
legislative authority's intent to declare improvements to be a 5361  
public purpose, the legislative authority shall comply with the 5362  
notice requirements imposed under section 5709.83 of the Revised 5363  
Code, unless the board has adopted a resolution under that section 5364  
waiving its right to receive such a notice. 5365

(E)(1) If a proposed ordinance under division (C)(1) of this 5366  
section exempts improvements with respect to a parcel within an 5367  
incentive district for more than ten years, or the percentage of 5368  
the improvement exempted from taxation exceeds seventy-five per 5369  
cent, not later than forty-five business days prior to adopting 5370  
the ordinance the legislative authority of the municipal 5371  
corporation shall deliver to the board of county commissioners of 5372

the county within which the incentive district will be located a 5373  
notice that states its intent to adopt an ordinance creating an 5374  
incentive district. The notice shall include a copy of the 5375  
proposed ordinance, identify the parcels for which improvements 5376  
are to be exempted from taxation, provide an estimate of the true 5377  
value in money of the improvements, specify the period of time for 5378  
which the improvements would be exempted from taxation, specify 5379  
the percentage of the improvements that would be exempted from 5380  
taxation, and indicate the date on which the legislative authority 5381  
intends to adopt the ordinance. 5382

(2) The board of county commissioners, by resolution adopted 5383  
by a majority of the board, may object to the exemption for the 5384  
number of years in excess of ten, may object to the exemption for 5385  
the percentage of the improvement to be exempted in excess of 5386  
seventy-five per cent, or both. If the board of county 5387  
commissioners objects, the board may negotiate a mutually 5388  
acceptable compensation agreement with the legislative authority. 5389  
In no case shall the compensation provided to the board exceed the 5390  
property taxes forgone due to the exemption. If the board of 5391  
county commissioners objects, and the board and legislative 5392  
authority fail to negotiate a mutually acceptable compensation 5393  
agreement, the ordinance adopted under division (C)(1) of this 5394  
section shall provide to the board compensation in the eleventh 5395  
and subsequent years of the exemption period equal in value to not 5396  
more than fifty per cent of the taxes that would be payable to the 5397  
county or, if the board's objection includes an objection to an 5398  
exemption percentage in excess of seventy-five per cent, 5399  
compensation equal in value to not more than fifty per cent of the 5400  
taxes that would be payable to the county, on the portion of the 5401  
improvement in excess of seventy-five per cent, were that portion 5402  
to be subject to taxation. The board of county commissioners shall 5403  
certify its resolution to the legislative authority not later than 5404  
thirty days after receipt of the notice. 5405

(3) If the board of county commissioners does not object or 5406  
fails to certify its resolution objecting to an exemption within 5407  
thirty days after receipt of the notice, the legislative authority 5408  
may adopt the ordinance, and no compensation shall be provided to 5409  
the board of county commissioners. If the board timely certifies 5410  
its resolution objecting to the ordinance, the legislative 5411  
authority may adopt the ordinance at any time after a mutually 5412  
acceptable compensation agreement is agreed to by the board and 5413  
the legislative authority, or, if no compensation agreement is 5414  
negotiated, at any time after the legislative authority agrees in 5415  
the proposed ordinance to provide compensation to the board of 5416  
fifty per cent of the taxes that would be payable to the county in 5417  
the eleventh and subsequent years of the exemption period or on 5418  
the portion of the improvement in excess of seventy-five per cent, 5419  
were that portion to be subject to taxation. 5420

(F) Service payments in lieu of taxes that are attributable 5421  
to any amount by which the effective tax rate of either a renewal 5422  
levy with an increase or a replacement levy exceeds the effective 5423  
tax rate of the levy renewed or replaced, or that are attributable 5424  
to an additional levy, for a levy authorized by the voters for any 5425  
of the following purposes on or after January 1, 2006, and which 5426  
are provided pursuant to an ordinance creating an incentive 5427  
district under division (C)(1) of this section that is adopted on 5428  
or after January 1, 2006, shall be distributed to the appropriate 5429  
taxing authority as required under division (C) of section 5709.42 5430  
of the Revised Code in an amount equal to the amount of taxes from 5431  
that additional levy or from the increase in the effective tax 5432  
rate of such renewal or replacement levy that would have been 5433  
payable to that taxing authority from the following levies were it 5434  
not for the exemption authorized under division (C) of this 5435  
section: 5436

(1) A tax levied under division (L) of section 5705.19 or 5437

section 5705.191 of the Revised Code for community mental	5438
retardation and developmental disabilities programs and services	5439
pursuant to Chapter 5126. of the Revised Code;	5440
(2) A tax levied under division (Y) of section 5705.19 of the	5441
Revised Code for providing or maintaining senior citizens services	5442
or facilities;	5443
(3) A tax levied under section 5705.22 of the Revised Code	5444
for county hospitals;	5445
(4) A tax levied by a joint-county district or by a county	5446
under section 5705.19, 5705.191, or 5705.221 of the Revised Code	5447
for alcohol, drug addiction, and mental health services or	5448
facilities;	5449
(5) A tax levied under section 5705.23 of the Revised Code	5450
for library purposes;	5451
(6) A tax levied under section 5705.24 of the Revised Code	5452
for the support of children services and the placement and care of	5453
children;	5454
(7) A tax levied under division (Z) of section 5705.19 of the	5455
Revised Code for the provision and maintenance of zoological park	5456
services and facilities under section 307.76 of the Revised Code;	5457
(8) A tax levied under section 511.27 or division (H) of	5458
section 5705.19 of the Revised Code for the support of township	5459
park districts;	5460
(9) A tax levied under division (A), (F), or (H) of section	5461
5705.19 of the Revised Code for parks and recreational purposes of	5462
a joint recreation district organized pursuant to division (B) of	5463
section 755.14 of the Revised Code;	5464
(10) A tax levied under section 1545.20 or 1545.21 of the	5465
Revised Code for park district purposes;	5466
(11) A tax levied under section 5705.191 of the Revised Code	5467

for the purpose of making appropriations for public assistance; 5468  
human or social services; public relief; public welfare; public 5469  
health and hospitalization; and support of general hospitals; 5470

(12) A tax levied under section 3709.29 of the Revised Code 5471  
for a general health district program. 5472

(G) An exemption from taxation granted under this section 5473  
commences with the tax year specified in the ordinance so long as 5474  
the year specified in the ordinance commences after the effective 5475  
date of the ordinance. If the ordinance specifies a year 5476  
commencing before the effective date of the resolution or 5477  
specifies no year whatsoever, the exemption commences with the tax 5478  
year in which an exempted improvement first appears on the tax 5479  
list and duplicate of real and public utility property and that 5480  
commences after the effective date of the ordinance. Except as 5481  
otherwise provided in this division, the exemption ends on the 5482  
date specified in the ordinance as the date the improvement ceases 5483  
to be a public purpose or the incentive district expires, or ends 5484  
on the date on which the public infrastructure improvements and 5485  
housing renovations are paid in full from the municipal public 5486  
improvement tax increment equivalent fund established under 5487  
division (A) of section 5709.43 of the Revised Code, whichever 5488  
occurs first. The exemption of an improvement with respect to a 5489  
parcel or within an incentive district may end on a later date, as 5490  
specified in the ordinance, if the legislative authority and the 5491  
board of education of the city, local, or exempted village school 5492  
district within which the parcel or district is located have 5493  
entered into a compensation agreement under section 5709.82 of the 5494  
Revised Code with respect to the improvement, and the board of 5495  
education has approved the term of the exemption under division 5496  
(D)(2) of this section, but in no case shall the improvement be 5497  
exempted from taxation for more than thirty years. Exemptions 5498  
shall be claimed and allowed in the same manner as in the case of 5499

other real property exemptions. If an exemption status changes 5500  
during a year, the procedure for the apportionment of the taxes 5501  
for that year is the same as in the case of other changes in tax 5502  
exemption status during the year. 5503

(H) Additional municipal financing of public infrastructure 5504  
improvements and housing renovations may be provided by any 5505  
methods that the municipal corporation may otherwise use for 5506  
financing such improvements or renovations. If the municipal 5507  
corporation issues bonds or notes to finance the public 5508  
infrastructure improvements and housing renovations and pledges 5509  
money from the municipal public improvement tax increment 5510  
equivalent fund to pay the interest on and principal of the bonds 5511  
or notes, the bonds or notes are not subject to Chapter 133. of 5512  
the Revised Code. 5513

(I) The municipal corporation, not later than fifteen days 5514  
after the adoption of an ordinance under this section, shall 5515  
submit to the director of development a copy of the ordinance. On 5516  
or before the thirty-first day of March of each year, the 5517  
municipal corporation shall submit a status report to the director 5518  
of development. The report shall indicate, in the manner 5519  
prescribed by the director, the progress of the project during 5520  
each year that an exemption remains in effect, including a summary 5521  
of the receipts from service payments in lieu of taxes; 5522  
expenditures of money from the funds created under section 5709.43 5523  
of the Revised Code; a description of the public infrastructure 5524  
improvements and housing renovations financed with such 5525  
expenditures; and a quantitative summary of changes in employment 5526  
and private investment resulting from each project. 5527

(J) Nothing in this section shall be construed to prohibit a 5528  
legislative authority from declaring to be a public purpose 5529  
improvements with respect to more than one parcel. 5530

Sec. 5709.41. (A) As used in this section: 5531

(1) "Business day" means a day of the week excluding 5532  
Saturday, Sunday, and a legal holiday as defined under section 5533  
1.14 of the Revised Code. 5534

(2) "Improvement" means the increase in assessed value of any 5535  
parcel of property subsequent to the acquisition of the parcel by 5536  
a municipal corporation engaged in urban redevelopment. 5537

(B) The legislative authority of a municipal corporation, by 5538  
ordinance, may declare to be a public purpose any improvement to a 5539  
parcel of real property if both of the following apply: 5540

(1) The municipal corporation held fee title to the parcel 5541  
prior to the adoption of the ordinance; 5542

(2) The parcel is leased, or the fee of the parcel is 5543  
conveyed, to any person either before or after adoption of the 5544  
ordinance. 5545

Improvements used or to be used for residential purposes may 5546  
be declared a public purpose under this section only if the parcel 5547  
is located in a blighted area of an impacted city as those terms 5548  
are defined in section 1728.01 of the Revised Code. For this 5549  
purpose, "parcel that is used or to be used for residential 5550  
purposes" means a parcel that, as improved, is used or to be used 5551  
for purposes that would cause the tax commissioner to classify the 5552  
parcel as residential property in accordance with rules adopted by 5553  
the commissioner under section 5713.041 of the Revised Code. 5554

(C) Except as otherwise provided in division (C)(1), (2), or 5555  
(3) of this section, not more than seventy-five per cent of an 5556  
improvement thus declared to be a public purpose may be exempted 5557  
from real property taxation. The ordinance shall specify the 5558  
percentage of the improvement to be exempted from taxation. 5559

(1) If the ordinance declaring improvements to a parcel to be 5560

a public purpose specifies that payments in lieu of taxes provided 5561  
for in section 5709.42 of the Revised Code shall be paid to the 5562  
city, local, or exempted village school district in which the 5563  
parcel is located in the amount of the taxes that would have been 5564  
payable to the school district if the improvements had not been 5565  
exempted from taxation, the percentage of the improvement that may 5566  
be exempted from taxation may exceed seventy-five per cent, and 5567  
the exemption may be granted for up to thirty years, without the 5568  
approval of the board of education as otherwise required under 5569  
division (C)(2) of this section. 5570

(2) Improvements may be exempted from taxation for up to ten 5571  
years or, with the approval of the board of education of the city, 5572  
local, or exempted village school district within the territory of 5573  
which the improvements are or will be located, for up to thirty 5574  
years. The percentage of the improvement exempted from taxation 5575  
may, with such approval, exceed seventy-five per cent, but shall 5576  
not exceed one hundred per cent. Not later than forty-five 5577  
business days prior to adopting an ordinance under this section, 5578  
the legislative authority shall deliver to the board of education 5579  
a notice stating its intent to declare improvements to be a public 5580  
purpose under this section. The notice shall describe the parcel 5581  
and the improvements, provide an estimate of the true value in 5582  
money of the improvements, specify the period for which the 5583  
improvements would be exempted from taxation and the percentage of 5584  
the improvements that would be exempted, and indicate the date on 5585  
which the legislative authority intends to adopt the ordinance. 5586  
The board of education, by resolution adopted by a majority of the 5587  
board, may approve the exemption for the period or for the 5588  
exemption percentage specified in the notice, may disapprove the 5589  
exemption for the number of years in excess of ten, may disapprove 5590  
the exemption for the percentage of the improvements to be 5591  
exempted in excess of seventy-five per cent, or both, or may 5592  
approve the exemption on the condition that the legislative 5593

authority and the board negotiate an agreement providing for 5594  
compensation to the school district equal in value to a percentage 5595  
of the amount of taxes exempted in the eleventh and subsequent 5596  
years of the exemption period, or, in the case of exemption 5597  
percentages in excess of seventy-five per cent, compensation equal 5598  
in value to a percentage of the taxes that would be payable on the 5599  
portion of the improvement in excess of seventy-five per cent were 5600  
that portion to be subject to taxation. The board of education 5601  
shall certify its resolution to the legislative authority not 5602  
later than fourteen days prior to the date the legislative 5603  
authority intends to adopt the ordinance as indicated in the 5604  
notice. If the board of education approves the exemption on the 5605  
condition that a compensation agreement be negotiated, the board 5606  
in its resolution shall propose a compensation percentage. If the 5607  
board of education and the legislative authority negotiate a 5608  
mutually acceptable compensation agreement, the ordinance may 5609  
declare the improvements a public purpose for the number of years 5610  
specified in the ordinance or, in the case of exemption 5611  
percentages in excess of seventy-five per cent, for the exemption 5612  
percentage specified in the ordinance. In either case, if the 5613  
board and the legislative authority fail to negotiate a mutually 5614  
acceptable compensation agreement, the ordinance may declare the 5615  
improvements a public purpose for not more than ten years, but 5616  
shall not exempt more than seventy-five per cent of the 5617  
improvements from taxation. If the board fails to certify a 5618  
resolution to the legislative authority within the time prescribed 5619  
by this division, the legislative authority thereupon may adopt 5620  
the ordinance and may declare the improvements a public purpose 5621  
for up to thirty years. The legislative authority may adopt the 5622  
ordinance at any time after the board of education certifies its 5623  
resolution approving the exemption to the legislative authority, 5624  
or, if the board approves the exemption on the condition that a 5625  
mutually acceptable compensation agreement be negotiated, at any 5626

time after the compensation agreement is agreed to by the board 5627  
and the legislative authority. If a mutually acceptable 5628  
compensation agreement is negotiated between the legislative 5629  
authority and the board, including agreements for payments in lieu 5630  
of taxes under section 5709.42 of the Revised Code, the 5631  
legislative authority shall compensate the joint vocational school 5632  
district within the territory of which the improvements are or 5633  
will be located at the same rate and under the same terms received 5634  
by the city, local, or exempted village school district. 5635

(3) If a board of education has adopted a resolution waiving 5636  
its right to approve exemptions from taxation and the resolution 5637  
remains in effect, approval of exemptions by the board is not 5638  
required under this division. If a board of education has adopted 5639  
a resolution allowing a legislative authority to deliver the 5640  
notice required under this division fewer than forty-five business 5641  
days prior to the legislative authority's adoption of the 5642  
ordinance, the legislative authority shall deliver the notice to 5643  
the board not later than the number of days prior to such adoption 5644  
as prescribed by the board in its resolution. If a board of 5645  
education adopts a resolution waiving its right to approve 5646  
exemptions or shortening the notification period, the board shall 5647  
certify a copy of the resolution to the legislative authority. If 5648  
the board of education rescinds such a resolution, it shall 5649  
certify notice of the rescission to the legislative authority. 5650

(4) If the legislative authority is not required by division 5651  
(C)(1), (2), or (3) of this section to notify the board of 5652  
education of the legislative authority's intent to declare 5653  
improvements to be a public purpose, the legislative authority 5654  
shall comply with the notice requirements imposed under section 5655  
5709.83 of the Revised Code, unless the board has adopted a 5656  
resolution under that section waiving its right to receive such a 5657  
notice. 5658

(D) The exemption commences on the effective date of the ordinance and ends on the date specified in the ordinance as the date the improvement ceases to be a public purpose. The exemption shall be claimed and allowed in the same or a similar manner as in the case of other real property exemptions. If an exemption status changes during a tax year, the procedure for the apportionment of the taxes for that year is the same as in the case of other changes in tax exemption status during the year.

(E) A municipal corporation, not later than fifteen days after the adoption of an ordinance granting a tax exemption under this section, shall submit to the director of development a copy of the ordinance. On or before the thirty-first day of March each year, the municipal corporation shall submit a status report to the director of development outlining the progress of the project during each year that the exemption remains in effect.

**Sec. 5709.73.** (A) As used in this section and section 5709.74 of the Revised Code:

(1) "Business day" means a day of the week excluding Saturday, Sunday, and a legal holiday as defined in section 1.14 of the Revised Code.

(2) "Further improvements" or "improvements" means the increase in the assessed value of real property that would first appear on the tax list and duplicate of real and public utility property after the effective date of a resolution adopted under this section were it not for the exemption granted by that resolution. For purposes of division (B) of this section, "improvements" do not include any property used or to be used for residential purposes. For this purpose, "property that is used or to be used for residential purposes" means property that, as improved, is used or to be used for purposes that would cause the tax commissioner to classify the property as residential property

in accordance with rules adopted by the commissioner under section 5690  
5713.041 of the Revised Code. 5691

(3) "Housing renovation" means a project carried out for 5692  
residential purposes. 5693

(4) "Incentive district" has the same meaning as in section 5694  
5709.40 of the Revised Code, except that a blighted area is in the 5695  
unincorporated area of a township. 5696

(5) "Project" and "public infrastructure improvement" have 5697  
the same meanings as in section 5709.40 of the Revised Code. 5698

(B) A board of township trustees may, by unanimous vote, 5699  
adopt a resolution that declares to be a public purpose any public 5700  
infrastructure improvements made that are necessary for the 5701  
development of certain parcels of land located in the 5702  
unincorporated area of the township. Except with the approval 5703  
under division (D) of this section of the board of education of 5704  
each city, local, or exempted village school district within which 5705  
the improvements are located, the resolution may exempt from real 5706  
property taxation not more than seventy-five per cent of further 5707  
improvements to a parcel of land that directly benefits from the 5708  
public infrastructure improvements, for a period of not more than 5709  
ten years. The resolution shall specify the percentage of the 5710  
further improvements to be exempted and the life of the exemption. 5711

(C)(1) A board of township trustees may adopt, by unanimous 5712  
vote, a resolution creating an incentive district and declaring 5713  
improvements to parcels within the district to be a public purpose 5714  
and, except as provided in division (F) of this section, exempt 5715  
from taxation as provided in this section, but no board of 5716  
township trustees of a township that has a population that exceeds 5717  
twenty-five thousand, as shown by the most recent federal 5718  
decennial census, shall adopt a resolution that creates an 5719  
incentive district if the sum of the taxable value of real 5720

property in the proposed district for the preceding tax year and 5721  
the taxable value of all real property in the township that would 5722  
have been taxable in the preceding year were it not for the fact 5723  
that the property was in an existing incentive district and 5724  
therefore exempt from taxation exceeds twenty-five per cent of the 5725  
taxable value of real property in the township for the preceding 5726  
tax year. The district shall be located within the unincorporated 5727  
area of the township and shall not include any territory that is 5728  
included within a district created under division (B) of section 5729  
5709.78 of the Revised Code. The resolution shall delineate the 5730  
boundary of the district and specifically identify each parcel 5731  
within the district. A district may not include any parcel that is 5732  
or has been exempted from taxation under division (B) of this 5733  
section or that is or has been within another district created 5734  
under this division. A resolution may create more than one 5735  
district, and more than one resolution may be adopted under 5736  
division (C)(1) of this section. 5737

(2) Not later than thirty days prior to adopting a resolution 5738  
under division (C)(1) of this section, if the township intends to 5739  
apply for exemptions from taxation under section 5709.911 of the 5740  
Revised Code on behalf of owners of real property located within 5741  
the proposed incentive district, the board shall conduct a public 5742  
hearing on the proposed resolution. Not later than thirty days 5743  
prior to the public hearing, the board shall give notice of the 5744  
public hearing and the proposed resolution by first class mail to 5745  
every real property owner whose property is located within the 5746  
boundaries of the proposed incentive district that is the subject 5747  
of the proposed resolution. 5748

(3)(a) A resolution adopted under division (C)(1) of this 5749  
section shall specify the life of the incentive district and the 5750  
percentage of the improvements to be exempted, shall designate the 5751  
public infrastructure improvements made, to be made, or in the 5752

process of being made, that benefit or serve, or, once made, will 5753  
benefit or serve parcels in the district. The resolution also 5754  
shall identify one or more specific projects being, or to be, 5755  
undertaken in the district that place additional demand on the 5756  
public infrastructure improvements designated in the resolution. 5757  
The project identified may, but need not be, the project under 5758  
division (C)(3)(b) of this section that places real property in 5759  
use for commercial or industrial purposes. 5760

A resolution adopted under division (C)(1) of this section on 5761  
or after March 30, 2006, shall not designate police or fire 5762  
equipment as public infrastructure improvements, and no service 5763  
payment provided for in section 5709.74 of the Revised Code and 5764  
received by the township under the resolution shall be used for 5765  
police or fire equipment. 5766

(b) A resolution adopted under division (C)(1) of this 5767  
section may authorize the use of service payments provided for in 5768  
section 5709.74 of the Revised Code for the purpose of housing 5769  
renovations within the incentive district, provided that the 5770  
resolution also designates public infrastructure improvements that 5771  
benefit or serve the district, and that a project within the 5772  
district places real property in use for commercial or industrial 5773  
purposes. Service payments may be used to finance or support 5774  
loans, deferred loans, and grants to persons for the purpose of 5775  
housing renovations within the district. The resolution shall 5776  
designate the parcels within the district that are eligible for 5777  
housing renovations. The resolution shall state separately the 5778  
amount or the percentages of the expected aggregate service 5779  
payments that are designated for each public infrastructure 5780  
improvement and for the purpose of housing renovations. 5781

(4) Except with the approval of the board of education of 5782  
each city, local, or exempted village school district within the 5783  
territory of which the incentive district is or will be located, 5784

and subject to division (E) of this section, the life of an 5785  
incentive district shall not exceed ten years, and the percentage 5786  
of improvements to be exempted shall not exceed seventy-five per 5787  
cent. With approval of the board of education, the life of a 5788  
district may be not more than thirty years, and the percentage of 5789  
improvements to be exempted may be not more than one hundred per 5790  
cent. The approval of a board of education shall be obtained in 5791  
the manner provided in division (D) of this section. 5792

(D) Improvements with respect to a parcel may be exempted 5793  
from taxation under division (B) of this section, and improvements 5794  
to parcels within an incentive district may be exempted from 5795  
taxation under division (C) of this section, for up to ten years 5796  
or, with the approval of the board of education of the city, 5797  
local, or exempted village school district within which the parcel 5798  
or district is located, for up to thirty years. The percentage of 5799  
the improvements exempted from taxation may, with such approval, 5800  
exceed seventy-five per cent, but shall not exceed one hundred per 5801  
cent. Not later than forty-five business days prior to adopting a 5802  
resolution under this section declaring improvements to be a 5803  
public purpose that is subject to approval by a board of education 5804  
under this division, the board of township trustees shall deliver 5805  
to the board of education a notice stating its intent to adopt a 5806  
resolution making that declaration. The notice regarding 5807  
improvements with respect to a parcel under division (B) of this 5808  
section shall identify the parcels for which improvements are to 5809  
be exempted from taxation, provide an estimate of the true value 5810  
in money of the improvements, specify the period for which the 5811  
improvements would be exempted from taxation and the percentage of 5812  
the improvements that would be exempted, and indicate the date on 5813  
which the board of township trustees intends to adopt the 5814  
resolution. The notice regarding improvements made under division 5815  
(C) of this section to parcels within an incentive district shall 5816  
delineate the boundaries of the district, specifically identify 5817

each parcel within the district, identify each anticipated 5818  
improvement in the district, provide an estimate of the true value 5819  
in money of each such improvement, specify the life of the 5820  
district and the percentage of improvements that would be 5821  
exempted, and indicate the date on which the board of township 5822  
trustees intends to adopt the resolution. The board of education, 5823  
by resolution adopted by a majority of the board, may approve the 5824  
exemption for the period or for the exemption percentage specified 5825  
in the notice; may disapprove the exemption for the number of 5826  
years in excess of ten, may disapprove the exemption for the 5827  
percentage of the improvements to be exempted in excess of 5828  
seventy-five per cent, or both; or may approve the exemption on 5829  
the condition that the board of township trustees and the board of 5830  
education negotiate an agreement providing for compensation to the 5831  
school district equal in value to a percentage of the amount of 5832  
taxes exempted in the eleventh and subsequent years of the 5833  
exemption period or, in the case of exemption percentages in 5834  
excess of seventy-five per cent, compensation equal in value to a 5835  
percentage of the taxes that would be payable on the portion of 5836  
the improvements in excess of seventy-five per cent were that 5837  
portion to be subject to taxation, or other mutually agreeable 5838  
compensation. 5839

The board of education shall certify its resolution to the 5840  
board of township trustees not later than fourteen days prior to 5841  
the date the board of township trustees intends to adopt the 5842  
resolution as indicated in the notice. If the board of education 5843  
and the board of township trustees negotiate a mutually acceptable 5844  
compensation agreement, the resolution may declare the 5845  
improvements a public purpose for the number of years specified in 5846  
the resolution or, in the case of exemption percentages in excess 5847  
of seventy-five per cent, for the exemption percentage specified 5848  
in the resolution. In either case, if the board of education and 5849  
the board of township trustees fail to negotiate a mutually 5850

acceptable compensation agreement, the resolution may declare the 5851  
improvements a public purpose for not more than ten years, and 5852  
shall not exempt more than seventy-five per cent of the 5853  
improvements from taxation. If the board of education fails to 5854  
certify a resolution to the board of township trustees within the 5855  
time prescribed by this section, the board of township trustees 5856  
thereupon may adopt the resolution and may declare the 5857  
improvements a public purpose for up to thirty years or, in the 5858  
case of exemption percentages proposed in excess of seventy-five 5859  
per cent, for the exemption percentage specified in the 5860  
resolution. The board of township trustees may adopt the 5861  
resolution at any time after the board of education certifies its 5862  
resolution approving the exemption to the board of township 5863  
trustees, or, if the board of education approves the exemption on 5864  
the condition that a mutually acceptable compensation agreement be 5865  
negotiated, at any time after the compensation agreement is agreed 5866  
to by the board of education and the board of township trustees. 5867  
If a mutually acceptable compensation agreement is negotiated 5868  
between the board of township trustees and the board of education, 5869  
including agreements for payments in lieu of taxes under section 5870  
5709.74 of the Revised Code, the board of township trustees shall 5871  
compensate the joint vocational school district within which the 5872  
parcel or district is located at the same rate and under the same 5873  
terms received by the city, local, or exempted village school 5874  
district. 5875

If a board of education has adopted a resolution waiving its 5876  
right to approve exemptions from taxation under this section and 5877  
the resolution remains in effect, approval of such exemptions by 5878  
the board of education is not required under division (D) of this 5879  
section. If a board of education has adopted a resolution allowing 5880  
a board of township trustees to deliver the notice required under 5881  
division (D) of this section fewer than forty-five business days 5882  
prior to adoption of the resolution by the board of township 5883

trustees, the board of township trustees shall deliver the notice 5884  
to the board of education not later than the number of days prior 5885  
to the adoption as prescribed by the board of education in its 5886  
resolution. If a board of education adopts a resolution waiving 5887  
its right to approve exemptions or shortening the notification 5888  
period, the board of education shall certify a copy of the 5889  
resolution to the board of township trustees. If the board of 5890  
education rescinds the resolution, it shall certify notice of the 5891  
rescission to the board of township trustees. 5892

If the board of township trustees is not required by division 5893  
(D) of this section to notify the board of education of the board 5894  
of township trustees' intent to declare improvements to be a 5895  
public purpose, the board of township trustees shall comply with 5896  
the notice requirements imposed under section 5709.83 of the 5897  
Revised Code before taking formal action to adopt the resolution 5898  
making that declaration, unless the board of education has adopted 5899  
a resolution under that section waiving its right to receive the 5900  
notice. 5901

(E)(1) If a proposed resolution under division (C)(1) of this 5902  
section exempts improvements with respect to a parcel within an 5903  
incentive district for more than ten years, or the percentage of 5904  
the improvement exempted from taxation exceeds seventy-five per 5905  
cent, not later than forty-five business days prior to adopting 5906  
the resolution the board of township trustees shall deliver to the 5907  
board of county commissioners of the county within which the 5908  
incentive district is or will be located a notice that states its 5909  
intent to adopt a resolution creating an incentive district. The 5910  
notice shall include a copy of the proposed resolution, identify 5911  
the parcels for which improvements are to be exempted from 5912  
taxation, provide an estimate of the true value in money of the 5913  
improvements, specify the period of time for which the 5914  
improvements would be exempted from taxation, specify the 5915

percentage of the improvements that would be exempted from 5916  
taxation, and indicate the date on which the board of township 5917  
trustees intends to adopt the resolution. 5918

(2) The board of county commissioners, by resolution adopted 5919  
by a majority of the board, may object to the exemption for the 5920  
number of years in excess of ten, may object to the exemption for 5921  
the percentage of the improvement to be exempted in excess of 5922  
seventy-five per cent, or both. If the board of county 5923  
commissioners objects, the board may negotiate a mutually 5924  
acceptable compensation agreement with the board of township 5925  
trustees. In no case shall the compensation provided to the board 5926  
of county commissioners exceed the property taxes foregone due to 5927  
the exemption. If the board of county commissioners objects, and 5928  
the board of county commissioners and board of township trustees 5929  
fail to negotiate a mutually acceptable compensation agreement, 5930  
the resolution adopted under division (C)(1) of this section shall 5931  
provide to the board of county commissioners compensation in the 5932  
eleventh and subsequent years of the exemption period equal in 5933  
value to not more than fifty per cent of the taxes that would be 5934  
payable to the county or, if the board of county commissioner's 5935  
objection includes an objection to an exemption percentage in 5936  
excess of seventy-five per cent, compensation equal in value to 5937  
not more than fifty per cent of the taxes that would be payable to 5938  
the county, on the portion of the improvement in excess of 5939  
seventy-five per cent, were that portion to be subject to 5940  
taxation. The board of county commissioners shall certify its 5941  
resolution to the board of township trustees not later than thirty 5942  
days after receipt of the notice. 5943

(3) If the board of county commissioners does not object or 5944  
fails to certify its resolution objecting to an exemption within 5945  
thirty days after receipt of the notice, the board of township 5946  
trustees may adopt its resolution, and no compensation shall be 5947

provided to the board of county commissioners. If the board of 5948  
county commissioners timely certifies its resolution objecting to 5949  
the trustees' resolution, the board of township trustees may adopt 5950  
its resolution at any time after a mutually acceptable 5951  
compensation agreement is agreed to by the board of county 5952  
commissioners and the board of township trustees, or, if no 5953  
compensation agreement is negotiated, at any time after the board 5954  
of township trustees agrees in the proposed resolution to provide 5955  
compensation to the board of county commissioners of fifty per 5956  
cent of the taxes that would be payable to the county in the 5957  
eleventh and subsequent years of the exemption period or on the 5958  
portion of the improvement in excess of seventy-five per cent, 5959  
were that portion to be subject to taxation. 5960

(F) Service payments in lieu of taxes that are attributable 5961  
to any amount by which the effective tax rate of either a renewal 5962  
levy with an increase or a replacement levy exceeds the effective 5963  
tax rate of the levy renewed or replaced, or that are attributable 5964  
to an additional levy, for a levy authorized by the voters for any 5965  
of the following purposes on or after January 1, 2006, and which 5966  
are provided pursuant to a resolution creating an incentive 5967  
district under division (C)(1) of this section that is adopted on 5968  
or after January 1, 2006, shall be distributed to the appropriate 5969  
taxing authority as required under division (C) of section 5709.74 5970  
of the Revised Code in an amount equal to the amount of taxes from 5971  
that additional levy or from the increase in the effective tax 5972  
rate of such renewal or replacement levy that would have been 5973  
payable to that taxing authority from the following levies were it 5974  
not for the exemption authorized under division (C) of this 5975  
section: 5976

(1) A tax levied under division (L) of section 5705.19 or 5977  
section 5705.191 of the Revised Code for community mental 5978  
retardation and developmental disabilities programs and services 5979

pursuant to Chapter 5126. of the Revised Code;	5980
(2) A tax levied under division (Y) of section 5705.19 of the Revised Code for providing or maintaining senior citizens services or facilities;	5981 5982 5983
(3) A tax levied under section 5705.22 of the Revised Code for county hospitals;	5984 5985
(4) A tax levied by a joint-county district or by a county under section 5705.19, 5705.191, or 5705.221 of the Revised Code for alcohol, drug addiction, and mental health services or families;	5986 5987 5988 5989
(5) A tax levied under section 5705.23 of the Revised Code for library purposes;	5990 5991
(6) A tax levied under section 5705.24 of the Revised Code for the support of children services and the placement and care of children;	5992 5993 5994
(7) A tax levied under division (Z) of section 5705.19 of the Revised Code for the provision and maintenance of zoological park services and facilities under section 307.76 of the Revised Code;	5995 5996 5997
(8) A tax levied under section 511.27 or division (H) of section 5705.19 of the Revised Code for the support of township park districts;	5998 5999 6000
(9) A tax levied under division (A), (F), or (H) of section 5705.19 of the Revised Code for parks and recreational purposes of a joint recreation district organized pursuant to division (B) of section 755.14 of the Revised Code;	6001 6002 6003 6004
(10) A tax levied under section 1545.20 or 1545.21 of the Revised Code for park district purposes;	6005 6006
(11) A tax levied under section 5705.191 of the Revised Code for the purpose of making appropriations for public assistance; human or social services; public relief; public welfare; public	6007 6008 6009

health and hospitalization; and support of general hospitals; 6010

(12) A tax levied under section 3709.29 of the Revised Code 6011  
for a general health district program. 6012

(G) An exemption from taxation granted under this section 6013  
commences with the tax year specified in the resolution so long as 6014  
the year specified in the resolution commences after the effective 6015  
date of the resolution. If the resolution specifies a year 6016  
commencing before the effective date of the resolution or 6017  
specifies no year whatsoever, the exemption commences with the tax 6018  
year in which an exempted improvement first appears on the tax 6019  
list and duplicate of real and public utility property and that 6020  
commences after the effective date of the resolution. Except as 6021  
otherwise provided in this division, the exemption ends on the 6022  
date specified in the resolution as the date the improvement 6023  
ceases to be a public purpose or the incentive district expires, 6024  
or ends on the date on which the public infrastructure 6025  
improvements and housing renovations are paid in full from the 6026  
township public improvement tax increment equivalent fund 6027  
established under section 5709.75 of the Revised Code, whichever 6028  
occurs first. The exemption of an improvement with respect to a 6029  
parcel or within an incentive district may end on a later date, as 6030  
specified in the resolution, if the board of township trustees and 6031  
the board of education of the city, local, or exempted village 6032  
school district within which the parcel or district is located 6033  
have entered into a compensation agreement under section 5709.82 6034  
of the Revised Code with respect to the improvement and the board 6035  
of education has approved the term of the exemption under division 6036  
(D) of this section, but in no case shall the improvement be 6037  
exempted from taxation for more than thirty years. The board of 6038  
township trustees may, by majority vote, adopt a resolution 6039  
permitting the township to enter into such agreements as the board 6040  
finds necessary or appropriate to provide for the construction or 6041

undertaking of public infrastructure improvements and housing 6042  
renovations. Any exemption shall be claimed and allowed in the 6043  
same or a similar manner as in the case of other real property 6044  
exemptions. If an exemption status changes during a tax year, the 6045  
procedure for the apportionment of the taxes for that year is the 6046  
same as in the case of other changes in tax exemption status 6047  
during the year. 6048

(H) The board of township trustees may issue the notes of the 6049  
township to finance all costs pertaining to the construction or 6050  
undertaking of public infrastructure improvements and housing 6051  
renovations made pursuant to this section. The notes shall be 6052  
signed by the board and attested by the signature of the township 6053  
fiscal officer, shall bear interest not to exceed the rate 6054  
provided in section 9.95 of the Revised Code, and are not subject 6055  
to Chapter 133. of the Revised Code. The resolution authorizing 6056  
the issuance of the notes shall pledge the funds of the township 6057  
public improvement tax increment equivalent fund established 6058  
pursuant to section 5709.75 of the Revised Code to pay the 6059  
interest on and principal of the notes. The notes, which may 6060  
contain a clause permitting prepayment at the option of the board, 6061  
shall be offered for sale on the open market or given to the 6062  
vendor or contractor if no sale is made. 6063

(I) The township, not later than fifteen days after the 6064  
adoption of a resolution under this section, shall submit to the 6065  
director of development a copy of the resolution. On or before the 6066  
thirty-first day of March of each year, the township shall submit 6067  
a status report to the director of development. The report shall 6068  
indicate, in the manner prescribed by the director, the progress 6069  
of the project during each year that the exemption remains in 6070  
effect, including a summary of the receipts from service payments 6071  
in lieu of taxes; expenditures of money from the fund created 6072  
under section 5709.75 of the Revised Code; a description of the 6073

public infrastructure improvements and housing renovations 6074  
financed with the expenditures; and a quantitative summary of 6075  
changes in private investment resulting from each project. 6076

(J) Nothing in this section shall be construed to prohibit a 6077  
board of township trustees from declaring to be a public purpose 6078  
improvements with respect to more than one parcel. 6079

(K) A board of township trustees that adopted a resolution 6080  
under this section prior to July 21, 1994, may amend that 6081  
resolution to include any additional public infrastructure 6082  
improvement. A board of township trustees that seeks by the 6083  
amendment to utilize money from its township public improvement 6084  
tax increment equivalent fund for land acquisition in aid of 6085  
industry, commerce, distribution, or research, demolition on 6086  
private property, or stormwater and flood remediation projects may 6087  
do so provided that the board currently is a party to a 6088  
hold-harmless agreement with the board of education of the city, 6089  
local, or exempted village school district within the territory of 6090  
which are located the parcels that are subject to an exemption. 6091  
For the purposes of this division, a "hold-harmless agreement" 6092  
means an agreement under which the board of township trustees 6093  
agrees to compensate the school district for one hundred per cent 6094  
of the tax revenue that the school district would have received 6095  
from further improvements to parcels designated in the resolution 6096  
were it not for the exemption granted by the resolution. 6097

**Sec. 5709.77.** As used in sections 5709.77 to 5709.81 of the 6098  
Revised Code: 6099

(A) "Business day" means a day of the week excluding 6100  
Saturday, Sunday, and a legal holiday as defined in section 1.14 6101  
of the Revised Code. 6102

(B) "Fund" means to provide for the payment of the debt 6103  
service on and the expenses relating to an outstanding obligation 6104

of the county. 6105

(C) "Housing renovation" means a project carried out for 6106  
residential purposes. 6107

(D) "Improvement" means the increase in the assessed value of 6108  
real property that would first appear on the tax list and 6109  
duplicate of real and public utility property after the effective 6110  
date of a resolution adopted under section 5709.78 of the Revised 6111  
Code were it not for the exemption granted by that resolution. For 6112  
purposes of division (A) of section 5709.78 of the Revised Code, 6113  
"improvement" does not include any property used or to be used for 6114  
residential purposes. For this purpose, "property that is used or 6115  
to be used for residential purposes" means property that, as 6116  
improved, is used or to be used for purposes that would cause the 6117  
tax commissioner to classify the property as residential property 6118  
in accordance with rules adopted by the commissioner under section 6119  
5713.041 of the Revised Code. 6120

(E) "Incentive district" has the same meaning as in section 6121  
5709.40 of the Revised Code, except that a blighted area is in the 6122  
unincorporated territory of a county. 6123

(F) "Refund" means to fund and retire an outstanding 6124  
obligation of the county. 6125

(G) "Project" and "public infrastructure improvement" have 6126  
the same meanings as in section 5709.40 of the Revised Code. 6127

**Sec. 5713.041.** Each separate parcel of real property shall be 6128  
classified by the county auditor according to its principal, 6129  
current use. Vacant lots and tracts of land upon which there are 6130  
no structures or improvements shall be classified in accordance 6131  
with their location and their highest and best probable legal use. 6132  
In the case of lands containing or producing minerals, the 6133  
minerals or any rights to the minerals that are listed and taxed 6134

separately from such lands shall be separately classified if the 6135  
lands are also used for agricultural purposes, whether or not the 6136  
fee of the soil and the right to the minerals are owned by and 6137  
assessed for taxation against the same person. For purposes of 6138  
this section, lands and improvements thereon used for residential 6139  
or agricultural purposes shall be classified as 6140  
residential/agricultural real property, and all other lands and 6141  
improvements thereon and minerals or rights to minerals shall be 6142  
classified as nonresidential/agricultural real property. Each year 6143  
the auditor shall reclassify each parcel of real property whose 6144  
principal, current use has changed from the preceding year to a 6145  
use appropriate to classification in the other class. The Except 6146  
as otherwise provided in division (B) of section 5709.40, division 6147  
(B) of section 5709.41, division (A)(2) of section 5709.73, or 6148  
division (D) of section 5709.77 of the Revised Code, the 6149  
classification required by this section is solely for the purpose 6150  
of making the reductions in taxes required by section 319.301 of 6151  
the Revised Code, and this section shall not apply for purposes of 6152  
classifying real property for any other purpose authorized or 6153  
required by law or by rule of the tax commissioner. 6154

The commissioner shall adopt rules governing the 6155  
classification of property under this section, and no property 6156  
shall be so classified except in accordance with such rules. 6157

**Sec. 5715.13.** (A) Except as provided in division (B) of this 6158  
section, the county board of revision shall not decrease any 6159  
valuation unless a party affected thereby or who is authorized to 6160  
file a complaint under section 5715.19 of the Revised Code makes 6161  
and files with the board a written application therefor, verified 6162  
by oath and signature, showing the facts upon which it is claimed 6163  
such decrease should be made. 6164

(B) The county board of revision may authorize a policy for 6165

the filing of an electronic complaint under section 5715.19 of the Revised Code and the filing of an electronic application therefor under this section, subject to the approval of the tax commissioner. An electronic complaint need not be sworn to, but shall contain an electronic verification and shall be subscribed to by the person filing the complaint: "I declare under penalties of perjury that this complaint has been examined by me and to the best of my knowledge and belief is true, correct, and complete.

**Sec. 5715.19.** (A) As used in this section, "member" has the same meaning as in section 1705.01 of the Revised Code.

(1) Subject to division (A)(2) of this section, a complaint against any of the following determinations for the current tax year shall be filed with the county auditor on or before the thirty-first day of March of the ensuing tax year or the date of closing of the collection for the first half of real and public utility property taxes for the current tax year, whichever is later:

(a) Any classification made under section 5713.041 of the Revised Code;

(b) Any determination made under section 5713.32 or 5713.35 of the Revised Code;

(c) Any recoupment charge levied under section 5713.35 of the Revised Code;

(d) The determination of the total valuation or assessment of any parcel that appears on the tax list, except parcels assessed by the tax commissioner pursuant to section 5727.06 of the Revised Code;

(e) The determination of the total valuation of any parcel that appears on the agricultural land tax list, except parcels assessed by the tax commissioner pursuant to section 5727.06 of

the Revised Code; 6196

(f) Any determination made under division (A) of section 6197  
319.302 of the Revised Code. 6198

If such a complaint is filed by mail or certified mail, the 6199  
date of the United States postmark placed on the envelope or 6200  
sender's receipt by the postal service shall be treated as the 6201  
date of filing. A private meter postmark on an envelope is not a 6202  
valid postmark for purposes of establishing the filing date. 6203

Any person owning taxable real property in the county or in a 6204  
taxing district with territory in the county; such a person's 6205  
spouse; an individual who is retained by such a person and who 6206  
holds a designation from a professional assessment organization, 6207  
such as the institute for professionals in taxation, the national 6208  
council of property taxation, or the international association of 6209  
assessing officers; a public accountant who holds a permit under 6210  
section 4701.10 of the Revised Code, a general or residential real 6211  
estate appraiser licensed or certified under Chapter 4763. of the 6212  
Revised Code, or a real estate broker licensed under Chapter 4735. 6213  
of the Revised Code, who is retained by such a person; if the 6214  
person is a firm, company, association, partnership, limited 6215  
liability company, or corporation, an officer, a salaried 6216  
employee, a partner, or a member of that person; if the person is 6217  
a trust, a trustee of the trust; the board of county 6218  
commissioners; the prosecuting attorney or treasurer of the 6219  
county; the board of township trustees of any township with 6220  
territory within the county; the board of education of any school 6221  
district with any territory in the county; or the mayor or 6222  
legislative authority of any municipal corporation with any 6223  
territory in the county may file such a complaint regarding any 6224  
such determination affecting any real property in the county, 6225  
except that a person owning taxable real property in another 6226  
county may file such a complaint only with regard to any such 6227

determination affecting real property in the county that is 6228  
located in the same taxing district as that person's real property 6229  
is located. The county auditor shall present to the county board 6230  
of revision all complaints filed with the auditor. 6231

(2) As used in division (A)(2) of this section, "interim 6232  
period" means, for each county, the tax year to which section 6233  
5715.24 of the Revised Code applies and each subsequent tax year 6234  
until the tax year in which that section applies again. 6235

No person, board, or officer shall file a complaint against 6236  
the valuation or assessment of any parcel that appears on the tax 6237  
list if it filed a complaint against the valuation or assessment 6238  
of that parcel for any prior tax year in the same interim period, 6239  
unless the person, board, or officer alleges that the valuation or 6240  
assessment should be changed due to one or more of the following 6241  
circumstances that occurred after the tax lien date for the tax 6242  
year for which the prior complaint was filed and that the 6243  
circumstances were not taken into consideration with respect to 6244  
the prior complaint: 6245

(a) The property was sold in an arm's length transaction, as 6246  
described in section 5713.03 of the Revised Code; 6247

(b) The property lost value due to some casualty; 6248

(c) Substantial improvement was added to the property; 6249

(d) An increase or decrease of at least fifteen per cent in 6250  
the property's occupancy has had a substantial economic impact on 6251  
the property. 6252

(3) If a county board of revision, the board of tax appeals, 6253  
or any court dismisses a complaint filed under this section or 6254  
section 5715.13 of the Revised Code for the reason that the act of 6255  
filing the complaint was the unauthorized practice of law or the 6256  
person filing the complaint was engaged in the unauthorized 6257  
practice of law, the party affected by a decrease in valuation or 6258

the party's agent, or the person owning taxable real property in 6259  
the county or in a taxing district with territory in the county, 6260  
may refile the complaint, notwithstanding division (A)(2) of this 6261  
section. 6262

(4) Notwithstanding division (A)(2) of this section, a 6263  
person, board, or officer may file a complaint against the 6264  
valuation or assessment of any parcel that appears on the tax list 6265  
if it filed a complaint against the valuation or assessment of 6266  
that parcel for any prior tax year in the same interim period if 6267  
the person, board, or officer withdrew the complaint before the 6268  
complaint was heard by the board. 6269

(B) Within thirty days after the last date such complaints 6270  
may be filed, the auditor shall give notice of each complaint in 6271  
which the stated amount of overvaluation, undervaluation, 6272  
discriminatory valuation, illegal valuation, or incorrect 6273  
determination is at least seventeen thousand five hundred dollars 6274  
to each property owner whose property is the subject of the 6275  
complaint, if the complaint was not filed by the owner or the 6276  
owner's spouse, and to each board of education whose school 6277  
district may be affected by the complaint. Within thirty days 6278  
after receiving such notice, a board of education; a property 6279  
owner; the owner's spouse; an individual who is retained by such 6280  
an owner and who holds a designation from a professional 6281  
assessment organization, such as the institute for professionals 6282  
in taxation, the national council of property taxation, or the 6283  
international association of assessing officers; a public 6284  
accountant who holds a permit under section 4701.10 of the Revised 6285  
Code, a general or residential real estate appraiser licensed or 6286  
certified under Chapter 4763. of the Revised Code, or a real 6287  
estate broker licensed under Chapter 4735. of the Revised Code, 6288  
who is retained by such a person; or, if the property owner is a 6289  
firm, company, association, partnership, limited liability 6290

company, corporation, or trust, an officer, a salaried employee, a 6291  
partner, a member, or trustee of that property owner, may file a 6292  
complaint in support of or objecting to the amount of alleged 6293  
overvaluation, undervaluation, discriminatory valuation, illegal 6294  
valuation, or incorrect determination stated in a previously filed 6295  
complaint or objecting to the current valuation. Upon the filing 6296  
of a complaint under this division, the board of education or the 6297  
property owner shall be made a party to the action. 6298

(C) Each board of revision shall notify any complainant and 6299  
also the property owner, if the property owner's address is known, 6300  
when a complaint is filed by one other than the property owner, by 6301  
certified mail, not less than ten days prior to the hearing, of 6302  
the time and place the same will be heard. The board of revision 6303  
shall hear and render its decision on a complaint within ninety 6304  
days after the filing thereof with the board, except that if a 6305  
complaint is filed within thirty days after receiving notice from 6306  
the auditor as provided in division (B) of this section, the board 6307  
shall hear and render its decision within ninety days after such 6308  
filing. 6309

(D) The determination of any such complaint shall relate back 6310  
to the date when the lien for taxes or recoupment charges for the 6311  
current year attached or the date as of which liability for such 6312  
year was determined. Liability for taxes and recoupment charges 6313  
for such year and each succeeding year until the complaint is 6314  
finally determined and for any penalty and interest for nonpayment 6315  
thereof within the time required by law shall be based upon the 6316  
determination, valuation, or assessment as finally determined. 6317  
Each complaint shall state the amount of overvaluation, 6318  
undervaluation, discriminatory valuation, illegal valuation, or 6319  
incorrect classification or determination upon which the complaint 6320  
is based. The treasurer shall accept any amount tendered as taxes 6321  
or recoupment charge upon property concerning which a complaint is 6322

then pending, computed upon the claimed valuation as set forth in 6323  
the complaint. If a complaint filed under this section for the 6324  
current year is not determined by the board within the time 6325  
prescribed for such determination, the complaint and any 6326  
proceedings in relation thereto shall be continued by the board as 6327  
a valid complaint for any ensuing year until such complaint is 6328  
finally determined by the board or upon any appeal from a decision 6329  
of the board. In such case, the original complaint shall continue 6330  
in effect without further filing by the original taxpayer, the 6331  
original taxpayer's assignee, or any other person or entity 6332  
authorized to file a complaint under this section. 6333

(E) If a taxpayer files a complaint as to the classification, 6334  
valuation, assessment, or any determination affecting the 6335  
taxpayer's own property and tenders less than the full amount of 6336  
taxes or recoupment charges as finally determined, an interest 6337  
charge shall accrue as follows: 6338

(1) If the amount finally determined is less than the amount 6339  
billed but more than the amount tendered, the taxpayer shall pay 6340  
interest at the rate per annum prescribed by section 5703.47 of 6341  
the Revised Code, computed from the date that the taxes were due 6342  
on the difference between the amount finally determined and the 6343  
amount tendered. This interest charge shall be in lieu of any 6344  
penalty or interest charge under section 323.121 of the Revised 6345  
Code unless the taxpayer failed to file a complaint and tender an 6346  
amount as taxes or recoupment charges within the time required by 6347  
this section, in which case section 323.121 of the Revised Code 6348  
applies. 6349

(2) If the amount of taxes finally determined is equal to or 6350  
greater than the amount billed and more than the amount tendered, 6351  
the taxpayer shall pay interest at the rate prescribed by section 6352  
5703.47 of the Revised Code from the date the taxes were due on 6353  
the difference between the amount finally determined and the 6354

amount tendered, such interest to be in lieu of any interest 6355  
charge but in addition to any penalty prescribed by section 6356  
323.121 of the Revised Code. 6357

(F) Upon request of a complainant, the tax commissioner shall 6358  
determine the common level of assessment of real property in the 6359  
county for the year stated in the request that is not valued under 6360  
section 5713.31 of the Revised Code, which common level of 6361  
assessment shall be expressed as a percentage of true value and 6362  
the common level of assessment of lands valued under such section, 6363  
which common level of assessment shall also be expressed as a 6364  
percentage of the current agricultural use value of such lands. 6365  
Such determination shall be made on the basis of the most recent 6366  
available sales ratio studies of the commissioner and such other 6367  
factual data as the commissioner deems pertinent. 6368

(G) A complainant shall provide to the board of revision all 6369  
information or evidence within the complainant's knowledge or 6370  
possession that affects the real property that is the subject of 6371  
the complaint. A complainant who fails to provide such information 6372  
or evidence is precluded from introducing it on appeal to the 6373  
board of tax appeals or the court of common pleas, except that the 6374  
board of tax appeals or court may admit and consider the evidence 6375  
if the complainant shows good cause for the complainant's failure 6376  
to provide the information or evidence to the board of revision. 6377

(H) In case of the pendency of any proceeding in court based 6378  
upon an alleged excessive, discriminatory, or illegal valuation or 6379  
incorrect classification or determination, the taxpayer may tender 6380  
to the treasurer an amount as taxes upon property computed upon 6381  
the claimed valuation as set forth in the complaint to the court. 6382  
The treasurer may accept the tender. If the tender is not 6383  
accepted, no penalty shall be assessed because of the nonpayment 6384  
of the full taxes assessed. 6385

Sec. 6115.20. (A) When it is determined to let the work 6386  
relating to the improvements for which a sanitary district was 6387  
established by contract, contracts in amounts to exceed ~~ten~~ fifty 6388  
thousand dollars shall be advertised after notice calling for bids 6389  
has been published once a week for five consecutive weeks 6390  
completed on the date of last publication or as provided in 6391  
section 7.16 of the Revised Code, in a newspaper of general 6392  
circulation within the sanitary district where the work is to be 6393  
done. The board of directors of the sanitary district shall let 6394  
bids as provided in this section or, if applicable, section 9.312 6395  
of the Revised Code. If the bids are for a contract for the 6396  
construction, demolition, alteration, repair, or reconstruction of 6397  
an improvement, the board of directors of the sanitary district 6398  
shall let the contract to the lowest or best bidder who meets the 6399  
requirements of section 153.54 of the Revised Code. If the bids 6400  
are for a contract for any other work relating to the improvements 6401  
for which a sanitary district was established, the board of 6402  
directors of the sanitary district shall let the contract to the 6403  
lowest or best bidder who gives a good and approved bond, with 6404  
ample security, conditioned on the carrying out of the contract 6405  
and the payment for all labor and material. The contract shall be 6406  
in writing and shall be accompanied by or shall refer to plans and 6407  
specifications for the work to be done prepared by the chief 6408  
engineer. The plans and specifications at all times shall be made 6409  
and considered a part of the contract. The contract shall be 6410  
approved by the board and signed by the president of the board and 6411  
by the contractor and shall be executed in duplicate. In case of 6412  
emergency the advertising of contracts may be waived upon the 6413  
consent of the board with the approval of the court or judge in 6414  
vacation. 6415

(B) In the case of a sanitary district organized wholly for 6416  
the purpose of providing a water supply for domestic, municipal, 6417

and public use that includes two municipal corporations in two 6418  
counties, any service to be purchased, including the services of 6419  
an accountant, architect, attorney at law, physician, or 6420  
professional engineer, at a cost in excess of ~~ten~~ fifty thousand 6421  
dollars shall be obtained in the manner provided in sections 6422  
153.65 to 153.73 of the Revised Code. For the purposes of the 6423  
application of those sections to division (B) of this section, all 6424  
of the following apply: 6425

(1) "Public authority," as used in those sections, shall be 6426  
deemed to mean a sanitary district organized wholly for the 6427  
purpose of providing a water supply for domestic, municipal, and 6428  
public use that includes two municipal corporations in two 6429  
counties; 6430

(2) "Professional design firm," as used in those sections, 6431  
shall be deemed to mean any person legally engaged in rendering 6432  
professional design services as defined in division (B)(3) of this 6433  
section; 6434

(3) "Professional design services," as used in those 6435  
sections, shall be deemed to mean accounting, architectural, 6436  
legal, medical, or professional engineering services; 6437

(4) The use of other terms in those sections shall be adapted 6438  
accordingly, including, without limitation, for the purposes of 6439  
division (D) of section 153.67 of the Revised Code; 6440

(5) Divisions (A) to (C) of section 153.71 of the Revised 6441  
Code do not apply. 6442

(C) The board of directors of a district organized wholly for 6443  
the purpose of providing a water supply for domestic, municipal, 6444  
and public use may contract for, purchase, or otherwise procure 6445  
for the benefit of employees of the district and pay all or any 6446  
part of the cost of group insurance policies that may provide 6447  
benefits, including, but not limited to, hospitalization, surgical 6448

care, major medical care, disability, dental care, vision care, 6449  
medical care, hearing aids, or prescription drugs. Any group 6450  
insurance policy purchased under this division shall be purchased 6451  
from the health care corporation that the board of directors 6452  
determines offers the most cost-effective group insurance policy. 6453

**Sec. 6119.02.** (A) Proceedings for the organization of a 6454  
regional water and sewer district shall be initiated only by a 6455  
petition filed in the office of the clerk of the court of common 6456  
pleas of one of the counties all or part of which lies within the 6457  
proposed district. The petition shall be signed by one or more 6458  
municipal corporations, one or more counties, or one or more 6459  
townships, or by any combination of them, after having been 6460  
authorized by the legislative authority of the political 6461  
subdivision. The legislative authority of any municipal 6462  
corporation, the board of county commissioners of any county, and 6463  
the board of trustees of any township may act in behalf of any 6464  
part of their respective political subdivisions. The petition 6465  
shall specify all of the following: 6466

(1) The proposed name of the district; 6467

(2) The place in which its principal office is to be located; 6468

(3) The necessity for the proposed district and that it will 6469  
be conducive to the public health, safety, convenience, or 6470  
welfare; 6471

(4) A general description of the purpose of the proposed 6472  
district; 6473

(5) A general description of the territory to be included in 6474  
the district, which need not be given by metes and bounds or by 6475  
legal subdivisions, but is sufficient if an accurate description 6476  
is given of the territory to be organized as a district. The 6477  
territory need not be contiguous, provided that it is so situated 6478

that the public health, safety, convenience, or welfare will be 6479  
promoted by the organization as a single district of the territory 6480  
described. 6481

(6) The manner of selection, the number, the term, and the 6482  
compensation of the members of the governing body of the district, 6483  
which shall be called a board of trustees. The petition may set 6484  
forth procedures for subsequent changes in the composition of and 6485  
other provisions relating to the board of trustees. The original 6486  
or properly amended petition may prohibit elected officials from 6487  
serving on the board and may permit one or more elected officials 6488  
from any appointing authority to serve on the board. However, 6489  
elected officials from the same political subdivision shall not 6490  
comprise a majority of the members of the board. Notwithstanding 6491  
the foregoing, a board appointed prior to the effective date of 6492  
this amendment may continue as prescribed in the petition and 6493  
rules and regulations of the district that were in effect prior to 6494  
the effective date of this amendment, and, if not prohibited in 6495  
the petition or rules and regulations, the board may include 6496  
elected officials. As used in this division, "elected official" 6497  
means an official elected to an office of municipal, township, or 6498  
county government, or a person appointed to fill a vacancy in such 6499  
an office. 6500

(7) The plan for financing the cost of the operations of the 6501  
district until it is in receipt of revenue from its operations or 6502  
proceeds from the sale of bonds; 6503

(8) A prayer for the organization of the district by the name 6504  
proposed, either before or after a preliminary hearing as provided 6505  
in section 6119.04 of the Revised Code. 6506

(B) Prior to filing a petition under division (A) of this 6507  
section, a municipal corporation, county, or township shall hold a 6508  
public meeting for the purpose of receiving comments on the 6509  
proposed establishment of a regional water and sewer district. If 6510

a combination of municipal corporations, counties, or townships 6511  
signed the petition, the signers jointly shall hold the public 6512  
meeting. At the meeting, a representative of the signer or signers 6513  
of the petition shall present a preliminary study of the reasons 6514  
for the proposed establishment of the district. 6515

The signer or signers of the petition shall provide ~~written~~ 6516  
notice of the public meeting ~~to each elector residing in the~~ 6517  
~~territory of~~ by publication once per week for two consecutive 6518  
weeks in a newspaper of general circulation in each of the 6519  
counties that will comprise the proposed district in whole or in 6520  
part or as provided in section 7.16 of the Revised Code. Failure 6521  
~~to notify an elector does not invalidate any proceeding before a~~ 6522  
~~court under this chapter.~~ 6523

(C) Upon the filing of the petition, the judge of the court 6524  
of common pleas of the county in which the petition is filed or, 6525  
in the case of a county having more than one such judge, a judge 6526  
of that court assigned by its presiding judge shall determine if 6527  
the petition complies with the requirements of this section as to 6528  
form and content. No petition shall be declared void by the judge 6529  
on account of alleged defects. The court in subsequent proceedings 6530  
at any time may permit the petition to be amended in form and 6531  
substance to conform to the facts by correcting any errors in the 6532  
description of the territory or in any other particular. 6533

**Sec. 6119.10.** The board of trustees of a regional water and 6534  
sewer district or any officer or employee designated by the board 6535  
may make any contract for the purchase of supplies or material or 6536  
for labor for any work, under the supervision of the board, the 6537  
cost of which shall not exceed ~~twenty-five~~ fifty thousand dollars. 6538  
When an expenditure, other than for the acquisition of real estate 6539  
and interests in real estate, the discharge of noncontractual 6540  
claims, personal services, the joint use of facilities or the 6541

exercise of powers with other political subdivisions, or the 6542  
product or services of public utilities, exceeds ~~twenty-five~~ fifty 6543  
thousand dollars, the expenditures shall be made only after a 6544  
notice calling for bids has been published once per week for two 6545  
consecutive weeks in one newspaper of general circulation within 6546  
the district or as provided in section 7.16 of the Revised Code. 6547  
If the bids are for a contract for the construction, demolition, 6548  
alteration, repair, or reconstruction of an improvement, the board 6549  
may let the contract to the lowest and best bidder who meets the 6550  
requirements of section 153.54 of the Revised Code. If the bids 6551  
are for a contract for any other work relating to the improvements 6552  
for which a regional water and sewer district was established, the 6553  
board of trustees of the regional water and sewer district may let 6554  
the contract to the lowest or best bidder who gives a good and 6555  
approved bond with ample security conditioned on the carrying out 6556  
of the contract. The contract shall be in writing and shall be 6557  
accompanied by or shall refer to plans and specifications for the 6558  
work to be done, approved by the board. The plans and 6559  
specifications shall at all times be made and considered part of 6560  
the contract. The contract shall be approved by the board and 6561  
signed by its president or other duly authorized officer and by 6562  
the contractor. In case of a real and present emergency, the board 6563  
of trustees of the district, by two-thirds vote of all members, 6564  
may authorize the president or other duly authorized officer to 6565  
enter into a contract for work to be done or for the purchase of 6566  
supplies or materials without formal bidding or advertising. All 6567  
contracts shall have attached the certificate required by section 6568  
5705.41 of the Revised Code duly executed by the secretary of the 6569  
board of trustees of the district. The district may make 6570  
improvements by force account or direct labor, provided that, if 6571  
the estimated cost of supplies or material for any such 6572  
improvement exceeds ~~twenty-five~~ fifty thousand dollars, bids shall 6573  
be received as provided in this section. For the purposes of the 6574

competitive bidding requirements of this section, the board shall 6575  
not sever a contract for supplies or materials and labor into 6576  
separate contracts for labor, supplies, or materials if the 6577  
contracts are in fact a part of a single contract required to be 6578  
bid competitively under this section. 6579

**Section 2.** That existing sections 9.833, 118.023, 118.06, 6580  
118.31, 120.08, 120.53, 124.42, 305.171, 307.12, 307.86, 307.861, 6581  
307.87, 307.88, 307.932, 308.13, 329.40, 505.60, 505.601, 505.603, 6582  
511.23, 703.21, 731.141, 735.05, 737.03, 749.26, 749.28, 749.31, 6583  
753.15, 755.29, 755.30, 1545.07, 1901.01, 1901.02, 1901.03, 6584  
1901.07, 1901.08, 1901.31, 1907.11, 2907.27, 2929.26, 3316.04, 6585  
3316.06, 3709.08, 3709.28, 3709.36, 3729.05, 4123.41, 5301.68, 6586  
5301.69, 5705.392, 5705.41, 5709.40, 5709.41, 5709.73, 5709.77, 6587  
and 5713.041, 5715.13, 5715.19, 6115.20, 6119.02, and 6119.10 and 6588  
sections 507.07 and 3709.081 of the Revised Code are hereby 6589  
repealed. 6590

**Section 3.** Not later than November 1, 2012, the county 6591  
auditor of each county shall furnish to the Auditor of State a 6592  
statement showing both of the following: 6593

(A) The formula used in that county for allocating the county 6594  
undivided local government fund pursuant to section 5747.53 of the 6595  
Revised Code if the fund is allocated by an alternative formula 6596  
under that section. If the fund is allocated by the statutory 6597  
formula under section 5747.51 of the Revised Code, the statement 6598  
shall so indicate. 6599

(B) The dollar amount distributed in 2012 to each subdivision 6600  
in that county that received a distribution from the county 6601  
undivided local government fund. 6602

**Section 4.** Notwithstanding any provision of the Revised Code 6603  
to the contrary, in 2012, the certification by the Secretary of 6604

State on the seventieth day before the general election of the 6605  
forms of the official ballots to be used at that general election 6606  
required by division (A) of section 3505.01 of the Revised Code 6607  
shall not include the names of the major political party 6608  
presidential and vice-presidential candidates. 6609

The major political parties shall certify to the Secretary of 6610  
State the names of the candidates for president and vice-president 6611  
nominated at their national conventions as soon as possible, but 6612  
in no case later than the sixtieth day before the 2012 general 6613  
election. 6614

The Secretary of State promptly shall amend the original 6615  
certification to the boards of elections of each county of the 6616  
forms of the official ballots to be used at that general election, 6617  
by adding the names of the major party presidential and 6618  
vice-presidential candidates that were not included in the 6619  
original certification. 6620

For the purpose of this section, "major political party" has 6621  
the same meaning as in section 3501.01 of the Revised Code. 6622

**Section 5.** Section 4 of this act is hereby declared to be an 6623  
emergency measure necessary for the immediate preservation of the 6624  
public peace, health, and safety. The reason for such necessity is 6625  
that the statutory deadline for political parties to certify 6626  
presidential and vice-presidential candidates to the Secretary of 6627  
State for placement on the ballot for the November 6, 2012, 6628  
general election is prior to the date the national conventions of 6629  
the major political parties are scheduled to take place. 6630  
Therefore, Section 4 of this act shall go into immediate effect. 6631

**Section 6.** The purpose of the amendments by this act of 6632  
sections 5709.40, 5709.41, 5709.73, 5709.77, and 5713.041 of the 6633  
Revised Code is to clarify the intent of the General Assembly that 6634

the "used for residential purposes" exclusion set forth in 6635  
sections 5709.40, 5709.41, 5709.73, and 5709.77 of the Revised 6636  
Code, as they existed before the effective date of the amendments, 6637  
including predecessor versions of those sections, has been and 6638  
continues to be based on the classification of property for the 6639  
real property tax purposes set forth in section 5713.041 of the 6640  
Revised Code. Therefore, the amendments apply with respect to 6641  
ordinances and resolutions adopted under sections 5709.40, 6642  
5079.41, 5709.73, and 5709.77 of the Revised Code both before and 6643  
after the effective date of the amendments. 6644

**Section 7.** Sections 1901.01, 1901.03, 1901.08, and 1907.11 6645  
are presented in this act as composites of the sections as amended 6646  
by both Am. Sub. H.B. 238 and Sub. H.B. 338 of the 128th General 6647  
Assembly. The General Assembly, applying the principle stated in 6648  
division (B) of section 1.52 of the Revised Code that amendments 6649  
are to be harmonized if reasonably capable of simultaneous 6650  
operation, finds that the composites are the resulting versions of 6651  
the sections in effect prior to the effective date of the sections 6652  
as presented in this act. 6653

6654