

As Reported by the Senate Finance Committee

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Representatives Baker, Stebelton

Cosponsors: Representatives Adams, R., Anielski, Antonio, Beck, Blessing, Boose, Brown, Buchy, Burkley, Carney, Damschroder, Derickson, Dovilla, Duffey, Hackett, Hagan, C., Hayes, Henne, Landis, McClain, McGregor, Perales, Romanchuk, Rosenberger, Ruhl, Scherer, Schuring, Smith, Sprague, Stebelton, Stinziano, Terhar, Wachtmann Speaker Batchelder

Senator LaRose

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A B I L L

To amend sections 121.08, 122.136, 122.21, 122.25, 1 122.37, 122.64, 122.89, 122.94, 122.941, 149.311, 2 150.10, 166.13, 166.18, 184.02, 1551.34, 2329.66, 3 3731.02, and 4740.06 and to enact sections 107.35, 4 143.01 to 143.11, 3333.91, and 6301.11 of the 5 Revised Code to revise the coordination of 6 workforce development and economic development 7 programs; to synchronize the due dates of several 8 reports due from the Development Services Agency, 9 the Ohio Venture Capital Authority, and the Third 10 Frontier Commission; to create the Volunteer 11 Police Officers' Dependents Fund to provide death 12 benefits to survivors of volunteer police officers 13 killed in the line of duty and disability benefits 14 to disabled volunteer police officers; to revise 15 the law regarding innovation financial assistance 16 and research and development financial assistance; 17 to require the Department of Job and Family 18

Services to consult with the Governor's executive 19
workforce board and create a list of in-demand 20
jobs in this state; and to permit the Director of 21
Commerce, the State Fire Marshal, and the Ohio 22
Construction Industry Licensing Board to establish 23
compliance incentive programs. 24

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

Section 1. That sections 121.08, 122.136, 122.21, 122.25, 25
122.37, 122.64, 122.89, 122.94, 122.941, 149.311, 150.10, 166.13, 26
166.18, 184.02, 1551.34, 2329.66, 3731.02, and 4740.06 be amended 27
and sections 107.35, 143.01, 143.02, 143.03, 143.04, 143.05, 28
143.06, 143.07, 143.08, 143.09, 143.10, 143.11, 3333.91, and 29
6301.11 of the Revised Code be enacted to read as follows: 30

Sec. 107.35. Not later than December 31, 2014, the governor's 31
office of workforce transformation, with staff support and 32
assistance from the departments of job and family services and 33
education and the Ohio board of regents, shall establish criteria 34
to use for evaluating the performance of state and local workforce 35
programs using basic, aligned workforce measures related to system 36
efficiency and effectiveness. The office shall develop and make 37
available on the internet through a web site a public dashboard to 38
display metrics regarding the state's administration of primary 39
workforce programs, including the following programs: 40

(A) The adult basic and literacy education program; 41

(B) Programs administered under the federal "Carl D. Perkins 42
Career and Technical Education Act of 2006," 120 Stat. 683, 20 43
U.S.C. 2301 et seq., as amended; 44

(C) State aid and scholarships within the Ohio board of 45
regents; 46

(D) Programs administered under title I of the federal 47
"Workforce Investment Act of 1998," 112 Stat. 936, 29 U.S.C. 2801 48
et seq., as amended. 49

Sec. 121.08. (A) There is hereby created in the department of 50
commerce the position of deputy director of administration. This 51
officer shall be appointed by the director of commerce, serve 52
under the director's direction, supervision, and control, perform 53
the duties the director prescribes, and hold office during the 54
director's pleasure. The director of commerce may designate an 55
assistant director of commerce to serve as the deputy director of 56
administration. The deputy director of administration shall 57
perform the duties prescribed by the director of commerce in 58
supervising the activities of the division of administration of 59
the department of commerce. 60

(B) Except as provided in section 121.07 of the Revised Code, 61
the department of commerce shall have all powers and perform all 62
duties vested in the deputy director of administration, the state 63
fire marshal, the superintendent of financial institutions, the 64
superintendent of real estate and professional licensing, the 65
superintendent of liquor control, the superintendent of industrial 66
compliance, the superintendent of unclaimed funds, and the 67
commissioner of securities, and shall have all powers and perform 68
all duties vested by law in all officers, deputies, and employees 69
of those offices. Except as provided in section 121.07 of the 70
Revised Code, wherever powers are conferred or duties imposed upon 71
any of those officers, the powers and duties shall be construed as 72
vested in the department of commerce. 73

(C)(1) There is hereby created in the department of commerce 74
a division of financial institutions, which shall have all powers 75
and perform all duties vested by law in the superintendent of 76
financial institutions. Wherever powers are conferred or duties 77

imposed upon the superintendent of financial institutions, those 78
powers and duties shall be construed as vested in the division of 79
financial institutions. The division of financial institutions 80
shall be administered by the superintendent of financial 81
institutions. 82

(2) All provisions of law governing the superintendent of 83
financial institutions shall apply to and govern the 84
superintendent of financial institutions provided for in this 85
section; all authority vested by law in the superintendent of 86
financial institutions with respect to the management of the 87
division of financial institutions shall be construed as vested in 88
the superintendent of financial institutions created by this 89
section with respect to the division of financial institutions 90
provided for in this section; and all rights, privileges, and 91
emoluments conferred by law upon the superintendent of financial 92
institutions shall be construed as conferred upon the 93
superintendent of financial institutions as head of the division 94
of financial institutions. The director of commerce shall not 95
transfer from the division of financial institutions any of the 96
functions specified in division (C)(2) of this section. 97

(D) There is hereby created in the department of commerce a 98
division of liquor control, which shall have all powers and 99
perform all duties vested by law in the superintendent of liquor 100
control. Wherever powers are conferred or duties are imposed upon 101
the superintendent of liquor control, those powers and duties 102
shall be construed as vested in the division of liquor control. 103
The division of liquor control shall be administered by the 104
superintendent of liquor control. 105

(E) The director of commerce shall not be interested, 106
directly or indirectly, in any firm or corporation which is a 107
dealer in securities as defined in sections 1707.01 and 1707.14 of 108
the Revised Code, or in any firm or corporation licensed under 109

sections 1321.01 to 1321.19 of the Revised Code. 110

(F) The director of commerce shall not have any official 111
connection with a savings and loan association, a savings bank, a 112
bank, a bank holding company, a savings and loan association 113
holding company, a consumer finance company, or a credit union 114
that is under the supervision of the division of financial 115
institutions, or a subsidiary of any of the preceding entities, or 116
be interested in the business thereof. 117

(G) There is hereby created in the state treasury the 118
division of administration fund. The fund shall receive 119
assessments on the operating funds of the department of commerce 120
in accordance with procedures prescribed by the director of 121
commerce and approved by the director of budget and management. 122
All operating expenses of the division of administration shall be 123
paid from the division of administration fund. 124

(H) There is hereby created in the department of commerce a 125
division of real estate and professional licensing, which shall be 126
under the control and supervision of the director of commerce. The 127
division of real estate and professional licensing shall be 128
administered by the superintendent of real estate and professional 129
licensing. The superintendent of real estate and professional 130
licensing shall exercise the powers and perform the functions and 131
duties delegated to the superintendent under Chapters 4735., 132
4763., and 4767. of the Revised Code. 133

(I) There is hereby created in the department of commerce a 134
division of industrial compliance, which shall have all powers and 135
perform all duties vested by law in the superintendent of 136
industrial compliance. Wherever powers are conferred or duties 137
imposed upon the superintendent of industrial compliance, those 138
powers and duties shall be construed as vested in the division of 139
industrial compliance. The division of industrial compliance shall 140
be under the control and supervision of the director of commerce 141

and be administered by the superintendent of industrial 142
compliance. 143

(J) There is hereby created in the department of commerce a 144
division of unclaimed funds, which shall have all powers and 145
perform all duties delegated to or vested by law in the 146
superintendent of unclaimed funds. Wherever powers are conferred 147
or duties imposed upon the superintendent of unclaimed funds, 148
those powers and duties shall be construed as vested in the 149
division of unclaimed funds. The division of unclaimed funds shall 150
be under the control and supervision of the director of commerce 151
and shall be administered by the superintendent of unclaimed 152
funds. The superintendent of unclaimed funds shall exercise the 153
powers and perform the functions and duties delegated to the 154
superintendent by the director of commerce under section 121.07 155
and Chapter 169. of the Revised Code, and as may otherwise be 156
provided by law. 157

(K) The department of commerce or a division of the 158
department created by the Revised Code that is acting with 159
authorization on the department's behalf may request from the 160
bureau of criminal identification and investigation pursuant to 161
section 109.572 of the Revised Code, or coordinate with 162
appropriate federal, state, and local government agencies to 163
accomplish, criminal records checks for the persons whose 164
identities are required to be disclosed by an applicant for the 165
issuance or transfer of a permit, license, certificate of 166
registration, or certification issued or transferred by the 167
department or division. At or before the time of making a request 168
for a criminal records check, the department or division may 169
require any person whose identity is required to be disclosed by 170
an applicant for the issuance or transfer of such a license, 171
permit, certificate of registration, or certification to submit to 172
the department or division valid fingerprint impressions in a 173

format and by any media or means acceptable to the bureau of 174
criminal identification and investigation and, when applicable, 175
the federal bureau of investigation. The department or division 176
may cause the bureau of criminal identification and investigation 177
to conduct a criminal records check through the federal bureau of 178
investigation only if the person for whom the criminal records 179
check would be conducted resides or works outside of this state or 180
has resided or worked outside of this state during the preceding 181
five years, or if a criminal records check conducted by the bureau 182
of criminal identification and investigation within this state 183
indicates that the person may have a criminal record outside of 184
this state. 185

In the case of a criminal records check under section 109.572 186
of the Revised Code, the department or division shall forward to 187
the bureau of criminal identification and investigation the 188
requisite form, fingerprint impressions, and fee described in 189
division (C) of that section. When requested by the department or 190
division in accordance with this section, the bureau of criminal 191
identification and investigation shall request from the federal 192
bureau of investigation any information it has with respect to the 193
person who is the subject of the requested criminal records check 194
and shall forward the requisite fingerprint impressions and 195
information to the federal bureau of investigation for that 196
criminal records check. After conducting a criminal records check 197
or receiving the results of a criminal records check from the 198
federal bureau of investigation, the bureau of criminal 199
identification and investigation shall provide the results to the 200
department or division. 201

The department or division may require any person about whom 202
a criminal records check is requested to pay to the department or 203
division the amount necessary to cover the fee charged to the 204
department or division by the bureau of criminal identification 205

and investigation under division (C)(3) of section 109.572 of the Revised Code, including, when applicable, any fee for a criminal records check conducted by the federal bureau of investigation.

(L) The director of commerce, or the director's designee, may adopt rules to enhance compliance with statutes pertaining to, and rules adopted by, divisions under the direction, supervision, and control of the department or director by offering incentive-based programs that ensure safety and soundness while promoting growth and prosperity in the state.

Sec. 122.136. The director of development services shall prepare and submit a report to the governor and the general assembly annually on or before the first day of ~~February~~ August of the services and activities of the employee ownership assistance program for the preceding calendar year. The director shall include in the report information regarding the number, names, and locations of business establishments that have been or likely will be assisted as employee-owned corporations; recommendations on how to better operate the program; information regarding the effectiveness of the program in maintaining and improving employment in the state; and the number of individuals affected by the activities of the program.

Sec. 122.21. In administering the urban and rural initiative grant program created under section 122.20 of the Revised Code, the director of development services shall do all of the following:

(A) Annually designate, by the first day of January of each year, the entities that constitute the eligible areas in this state;

(B) Adopt rules in accordance with Chapter 119. of the Revised Code establishing procedures and forms by which eligible

applicants in eligible areas may apply for a grant, which 236
procedures shall include a requirement that the applicant file a 237
redevelopment plan; standards and procedures for reviewing 238
applications and awarding grants; procedures for distributing 239
grants to recipients; procedures for monitoring the use of grants 240
by recipients; requirements, procedures, and forms by which 241
recipients who have received grants shall report their use of that 242
assistance; and standards and procedures for terminating and 243
requiring repayment of grants in the event of their improper use. 244
The rules adopted under this division shall comply with sections 245
122.19 to 122.22 of the Revised Code and shall include a rule 246
requiring that an eligible applicant who receives a grant from the 247
program provide a matching contribution of at least twenty-five 248
per cent of the amount of the grant awarded to the eligible 249
applicant. 250

The rules shall require that any eligible applicant for a 251
grant for land acquisition demonstrate to the director that the 252
property to be acquired meets all state environmental requirements 253
and that utilities for that property are available and adequate. 254
The rules shall require that any eligible applicant for a grant 255
for property eligible for the voluntary action program created 256
under Chapter 3746. of the Revised Code receive disbursement of 257
grant moneys only after receiving a covenant not to sue from the 258
director of environmental protection under section 3746.12 of the 259
Revised Code and shall require that those moneys be disbursed only 260
as reimbursement of actual expenses incurred in the undertaking of 261
the voluntary action. The rules shall require that whenever any 262
money is granted for land acquisition, infrastructure 263
improvements, or renovation of existing structures in order to 264
develop an industrial park site for a distressed area, labor 265
surplus area, or situational distress area as defined in section 266
122.19 of the Revised Code that also is a distressed area, labor 267
surplus area, or situational distress area as defined in section 268

122.23 of the Revised Code, a substantial portion of the site be 269
used for manufacturing, distribution, high technology, research 270
and development, or other businesses in which a majority of the 271
product or service produced is exported out of the state. Any 272
retail use at the site shall not constitute a primary use but only 273
a use incidental to other eligible uses. The rules shall require 274
that whenever any money is granted for land acquisition, 275
infrastructure improvements, and renovation of existing structures 276
in order to develop an industrial park site for a distressed area, 277
labor surplus area, or situational distress area as defined in 278
section 122.19 of the Revised Code that also is a distressed area, 279
labor surplus area, or situational distress area as defined in 280
section 122.23 of the Revised Code, the applicant for the grant 281
shall verify to the ~~department of~~ development services agency the 282
existence of a local economic development planning committee in a 283
municipal corporation, county, or township whose territory 284
includes the eligible area. The committee shall consist of members 285
of the public and private sectors who live in that municipal 286
corporation, county, or township. The local economic development 287
planning committee shall prepare and submit to the ~~department~~ 288
agency a five-year economic development plan for that municipal 289
corporation, county, or township that identifies, for the 290
five-year period covered by the plan, the economic development 291
strategies of a municipal corporation, county, or township whose 292
territory includes the proposed industrial park site. The economic 293
development plan shall describe in detail how the proposed 294
industrial park would complement other current or planned economic 295
development programs for that municipal corporation, county, or 296
township, including, but not limited to, workforce development 297
initiatives, business retention and expansion efforts, small 298
business development programs, and technology modernization 299
programs. 300

(C) Report to the governor, president of the senate, speaker 301

of the house of representatives, and minority leaders of the 302
senate and the house of representatives by the ~~thirtieth~~ first day 303
of ~~June~~ August of each year on the activities carried out under 304
the program during the preceding calendar year. The report shall 305
include the total number of grants made that year, and, for each 306
individual grant awarded, the following: the amount and recipient, 307
the eligible applicant, the purpose for awarding the grant, the 308
number of firms or businesses operating at the awarded site, the 309
number of employees employed by each firm or business, any excess 310
capacity at an industrial park site, and any additional 311
information the director declares to be relevant. 312

(D) Inform local governments and others in the state of the 313
availability of grants under section 122.20 of the Revised Code; 314

(E) Annually compile, pursuant to rules adopted by the 315
director of development services in accordance with Chapter 119. 316
of the Revised Code, using pertinent information submitted by any 317
municipal corporation, county, or township, a list of industrial 318
parks located in the state. The list shall include the following 319
information, expressed if possible in terms specified in the 320
director's rules adopted under this division: location of each 321
industrial park site, total acreage of each park site, total 322
occupancy of each park site, total capacity for new business at 323
each park site, total capacity of each park site for sewer, water, 324
and electricity, a contact person for each park site, and any 325
additional information the director declares to be relevant. Once 326
the list is compiled, the director shall make it available to the 327
governor, president of the senate, speaker of the house of 328
representatives, and minority leaders of the senate and the house 329
of representatives. 330

Sec. 122.25. (A) In administering the program established 331
under section 122.24 of the Revised Code, the director of 332

development <u>services</u> shall do all of the following:	333
(1) Annually designate, by the first day of January of each year, the entities that constitute the eligible areas in this state as defined in section 122.23 of the Revised Code;	334 335 336
(2) Inform local governments and others in the state of the availability of the program and financial assistance established under sections 122.23 to 122.27 of the Revised Code;	337 338 339
(3) Report to the governor, president of the senate, speaker of the house of representatives, and minority leaders of the senate and the house of representatives by the thirtieth <u>first</u> day of June <u>August</u> of each year on the activities carried out under the program during the preceding calendar year. The report shall include the number of loans made that year and the amount and recipient of each loan.	340 341 342 343 344 345 346
(4) Work in conjunction with conventional lending institutions, local revolving loan funds, private investors, and other private and public financing sources to provide loans or loan guarantees to eligible applicants;	347 348 349 350
(5) Establish fees, charges, interest rates, payment schedules, local match requirements, and other terms and conditions for loans and loan guarantees provided under the program;	351 352 353 354
(6) Require each applicant to demonstrate the suitability of any site for the assistance sought; that the site has been surveyed, that the site has adequate or available utilities, and that there are no zoning restrictions, environmental regulations, or other matters impairing the use of the site for the purpose intended;	355 356 357 358 359 360
(7) Require each applicant to provide a marketing plan and management strategy for the project;	361 362

(8) Adopt rules establishing all of the following:	363
(a) Forms and procedures by which eligible applicants may apply for assistance;	364 365
(b) Criteria for reviewing, evaluating, and ranking applications, and for approving applications that best serve the goals of the program;	366 367 368
(c) Reporting requirements and monitoring procedures;	369
(d) Guidelines regarding situations in which industrial parks would be considered to compete against one another for the purposes of division (B)(2) of section 122.27 of the Revised Code;	370 371 372
(e) Any other rules necessary to implement and administer the program.	373 374
(B) The director may adopt rules establishing requirements governing the use of any industrial park site receiving assistance under section 122.24 of the Revised Code, such that a certain portion of the site must be used for manufacturing, distribution, high technology, research and development, or other businesses wherein a majority of the product or service produced is exported out of the state.	375 376 377 378 379 380 381
(C) As a condition of receiving assistance under section 122.24 of the Revised Code, and except as provided in division (D) of this section, an applicant shall agree, for a period of five years, not to permit the use of a site that is developed or improved with such assistance to cause the relocation of jobs to that site from elsewhere in the state.	382 383 384 385 386 387
(D) A site developed or improved with assistance under section 122.24 of the Revised Code may be the site of jobs relocated from elsewhere in the state if the director of development <u>services</u> does all of the following:	388 389 390 391
(1) Makes a written determination that the site from which	392

the jobs would be relocated is inadequate to meet market or 393
industry conditions, expansion plans, consolidation plans, or 394
other business considerations affecting the relocating employer; 395

(2) Provides a copy of the determination required by division 396
(D)(1) of this section to the members of the general assembly 397
whose legislative districts include the site from which the jobs 398
would be relocated; 399

(3) Determines that the governing body of the area from which 400
the jobs would be relocated has been notified in writing by the 401
relocating company of the possible relocation. 402

(E) The director of development services shall obtain the 403
approval of the controlling board for any loan or loan guarantee 404
provided under sections 122.23 to 122.27 of the Revised Code. 405

Sec. 122.37. (A) There is hereby created in the ~~department of~~ 406
development services agency the steel futures program, for the 407
purpose of preserving and improving the existing industrial base 408
of the state, improving the economy of the state by providing 409
employment, increased productivity, and ensuring continued 410
technological development consistent with these goals, and 411
maintaining a high standard of living for the people of this 412
state. The steel futures ~~program~~ program may be supplemental to any 413
other enterprise assistance program administered by the director 414
of development services, and shall be administered so as to 415
provide financial and technical assistance to increase the 416
competitiveness of existing steel and steel-related industries in 417
this state, and to encourage establishment and development of new 418
industries of this type within the state. 419

~~Within six months after the effective date of this section,~~ 420
~~the~~ The director shall develop a strategy for financial and 421
technical assistance to steel and steel-related industries in the 422
state, which shall include investment policies with regard to 423

these industries. 424

(B) In administering the program, the director may consult 425
with appropriate representatives of steel and steel-related 426
industries, appropriate representatives of any union that 427
represents workers in these industries, and other persons with 428
expert knowledge in these industries. 429

(C) The director of development services shall consult with 430
the ~~chairman~~ chairperson of the public utilities commission to 431
foster development of public and private cooperative efforts that 432
result in energy savings and reduced energy costs for steel and 433
steel-related industries. 434

(D) Assistance may be made available to steel and 435
steel-related industries undertaking projects the director 436
determines to have long-term implications for and broad 437
applicability to the economy of this state when the director 438
finds: 439

(1) The undertaking of projects by the industries will 440
benefit the people of the state by creating or preserving jobs and 441
employment opportunities or improving the economic welfare of the 442
people of this state, and promoting development of new technology 443
or improving application of existing steel and steel-related 444
technology. 445

(2) The undertaking of projects by the industries will allow 446
them to compete more effectively in the marketplace. 447

(E) Projects eligible to receive assistance under the steel 448
futures program may include, but are not limited to, the following 449
areas: 450

(1) Research and development specifically related to steel 451
and steel-related industries and feasibility studies for business 452
development within these industries; 453

(2) Employee training;	454
(3) Labor and management relations; and	455
(4) Technology-driven capital investment.	456
(F) Financial and technical assistance may be in the form and conditioned upon terms as the director considers appropriate.	457 458
(G) No later than the thirtieth <u>first</u> day of June in the first year after the effective date of this section, and no later than the thirtieth day of June <u>August</u> of each year thereafter, the	459 460 461
director shall submit a report to the general assembly describing	462
projects of the steel futures program, results obtained from	463
completed projects of the program, and program projects for the	464
next fiscal year.	465
Sec. 122.64. (A) There is hereby established in the	466
development services agency a business services division. The	467
division shall be supervised by a deputy director appointed by the	468
director of development services.	469
The division is responsible for the administration of the	470
state economic development financing programs established pursuant	471
to sections 122.17 and 122.18, sections 122.39 and 122.41 to	472
122.62, and Chapter 166. of the Revised Code.	473
(B) The director of development services shall:	474
(1) Receive applications for assistance pursuant to sections	475
122.39 and 122.41 to 122.62 and Chapter 166. of the Revised Code.	476
The director shall process the applications.	477
(2) With the approval of the director of administrative	478
services, establish salary schedules for employees of the various	479
positions of employment with the division and assign the various	480
positions to those salary schedules;	481
(3) Employ and fix the compensation of financial consultants,	482

appraisers, consulting engineers, superintendents, managers, 483
construction and accounting experts, attorneys, and other agents 484
for the assistance programs authorized pursuant to sections 122.17 485
and 122.18, sections 122.39 and 122.41 to 122.62, and Chapter 166. 486
of the Revised Code as are necessary; 487

(4) Supervise the administrative operations of the division; 488

(5) On or before the first day of ~~October~~ August in each 489
year, make an annual report of the activities and operations under 490
assistance programs authorized pursuant to sections 122.39 and 491
122.41 to 122.62 and Chapter 166. of the Revised Code for the 492
preceding fiscal year to the governor and the general assembly. 493
Each such report shall set forth a complete operating and 494
financial statement covering such activities and operations during 495
the year in accordance with generally accepted accounting 496
principles and shall be audited by a certified public accountant. 497
The director of development services shall transmit a copy of the 498
audited financial report to the office of budget and management. 499

Sec. 122.89. (A) The director of development services may 500
execute bonds as surety for minority businesses as principals, on 501
contracts with the state, any political subdivision or 502
instrumentality thereof, or any person as the obligee. The 503
director as surety may exercise all the rights and powers of a 504
company authorized by the department of insurance to execute bonds 505
as surety but shall not be subject to any requirements of a surety 506
company under Title XXXIX of the Revised Code nor to any rules of 507
the department of insurance. 508

(B) The director, with the advice of the minority development 509
financing advisory board, shall adopt rules under Chapter 119. of 510
the Revised Code establishing procedures for application for 511
surety bonds by minority businesses and for review and approval of 512
applications. The board shall review each application in 513

accordance with the rules and, based on the bond worthiness of 514
each applicant, shall refer all qualified applicants to the 515
director. Based on the recommendation of the board, the director 516
shall determine whether or not the applicant shall receive 517
bonding. 518

(C) The rules of the board shall require the minority 519
business to pay a premium in advance for the bond to be 520
established by the director, with the advice of the board after 521
the director receives advice from the superintendent of insurance 522
regarding the standard market rates for premiums for similar 523
bonds. All premiums paid by minority businesses shall be paid into 524
the minority business bonding program administrative and loss 525
reserve fund. 526

(D) The rules of the board shall provide for a retainage of 527
money paid to the minority business or EDGE business enterprise of 528
fifteen per cent for a contract valued at more than fifty thousand 529
dollars and for a retainage of twelve per cent for a contract 530
valued at fifty thousand dollars or less. 531

(E) The penal sum amounts of all outstanding bonds issued by 532
the director shall not exceed the amount of moneys in the minority 533
business bonding fund and available to the fund under division (B) 534
of section 169.05 of the Revised Code. 535

(F) The superintendent of insurance shall provide such 536
technical and professional assistance as is considered necessary 537
by the director, including providing advice regarding the standard 538
market rates for bond premiums as described under division (C) of 539
this section. 540

(G) Notwithstanding any provision of the Revised Code to the 541
contrary, a minority business or EDGE business enterprise may bid 542
or enter into a contract with the state or with any 543
instrumentality of the state without being required to provide a 544

bond as follows: 545

(1) For the first contract that a minority business or EDGE 546
business enterprise enters into with the state or with any 547
particular instrumentality of the state, the minority business or 548
EDGE business enterprise may bid or enter into a contract valued 549
at twenty-five thousand dollars or less without being required to 550
provide a bond, but only if the minority business or EDGE business 551
enterprise is participating in a qualified contractor assistance 552
program or has successfully completed a qualified contractor 553
assistance program after ~~the effective date of this amendment~~ 554
October 16, 2009; 555

(2) After the state or any particular instrumentality of the 556
state has accepted the first contract as completed and all 557
subcontractors and suppliers on the contract have been paid, the 558
minority business or EDGE business enterprise may bid or enter 559
into a second contract with the state or with that particular 560
instrumentality of the state valued at fifty thousand dollars or 561
less without being required to provide a bond, but only if the 562
minority business or EDGE business enterprise is participating in 563
a qualified contractor assistance program or has successfully 564
completed a qualified contractor assistance program after ~~the~~ 565
~~effective date of this amendment~~ October 16, 2009; 566

(3) After the state or any particular instrumentality of the 567
state has accepted the second contract as completed and all 568
subcontractors and suppliers on the contract have been paid, the 569
minority business or EDGE business enterprise may bid or enter 570
into a third contract with the state or with that particular 571
instrumentality of the state valued at one hundred thousand 572
dollars or less without being required to provide a bond, but only 573
if the minority business or EDGE business enterprise has 574
successfully completed a qualified contractor assistance program 575
after ~~the effective date of this amendment~~ October 16, 2009; 576

(4) After the state or any particular instrumentality of the state has accepted the third contract as completed and all subcontractors and suppliers on the contract have been paid, the minority business or EDGE business enterprise may bid or enter into a fourth contract with the state or with that particular instrumentality of the state valued at three hundred thousand dollars or less without being required to provide a bond, but only if the minority business or EDGE business enterprise has successfully completed a qualified contractor assistance program after ~~the effective date of this amendment~~ October 16, 2009;

(5) After the state or any instrumentality of the state has accepted the fourth contract as completed and all subcontractors and suppliers on the contract have been paid, upon a showing that with respect to a contract valued at four hundred thousand dollars or less with the state or with any particular instrumentality of the state, that the minority business or EDGE business enterprise either has been denied a bond by two surety companies or that the minority business or EDGE business enterprise has applied to two surety companies for a bond and, at the expiration of sixty days after making the application, has neither received nor been denied a bond, the minority business or EDGE business enterprise may repeat its participation in the unbonded state contractor program. Under no circumstances shall a minority business or EDGE business enterprise be permitted to participate in the unbonded state contractor program more than twice.

(H) Notwithstanding any provision of the Revised Code to the contrary, a minority business or EDGE business enterprise may bid or enter into a contract with any political subdivision of the state or with any instrumentality of a political subdivision without being required to provide a bond as follows:

(1) For the first contract that the minority business or EDGE business enterprise enters into with any particular political

subdivision of the state or with any particular instrumentality of 609
a political subdivision, the minority business or EDGE business 610
enterprise may bid or enter into a contract valued at twenty-five 611
thousand dollars or less without being required to provide a bond, 612
but only if the minority business or EDGE business enterprise is 613
participating in a qualified contractor assistance program or has 614
successfully completed a qualified contractor assistance program 615
after ~~the effective date of this amendment~~ October 16, 2009; 616

(2) After any political subdivision of the state or any 617
instrumentality of a political subdivision has accepted the first 618
contract as completed and all subcontractors and suppliers on the 619
contract have been paid, the minority business or EDGE business 620
enterprise may bid or enter into a second contract with that 621
particular political subdivision of the state or with that 622
particular instrumentality of a political subdivision valued at 623
fifty thousand dollars or less without being required to provide a 624
bond, but only if the minority business or EDGE business 625
enterprise is participating in a qualified contractor assistance 626
program or has successfully completed a qualified contractor 627
assistance program after ~~the effective date of this amendment~~ 628
October 16, 2009; 629

(3) After any political subdivision of the state or any 630
instrumentality of a political subdivision has accepted the second 631
contract as completed and all subcontractors and suppliers on the 632
contract have been paid, the minority business or EDGE business 633
enterprise may bid or enter into a third contract with that 634
particular political subdivision of the state or with that 635
particular instrumentality of a political subdivision valued at 636
one hundred thousand dollars or less without being required to 637
provide a bond, but only if the minority business or EDGE business 638
enterprise has successfully completed a qualified contractor 639
assistance program after ~~the effective date of this amendment~~ 640

October 16, 2009; 641

(4) After any political subdivision of the state or any 642
instrumentality of a political subdivision has accepted the third 643
contract as completed and all subcontractors and suppliers on the 644
contract have been paid, the minority business or EDGE business 645
enterprise may bid or enter into a fourth contract with that 646
particular political subdivision of the state or with that 647
particular instrumentality of a political subdivision valued at 648
two hundred thousand dollars or less without being required to 649
provide a bond, but only if the minority business or EDGE business 650
enterprise has successfully completed a qualified contractor 651
assistance program after ~~the effective date of this amendment~~ 652
October 16, 2009; 653

(5) After any political subdivision of the state or any 654
instrumentality of a political subdivision has accepted the fourth 655
contract as completed and all subcontractors and suppliers on the 656
contract have been paid, upon a showing that with respect to a 657
contract valued at three hundred thousand dollars or less with any 658
political subdivision of the state or any instrumentality of a 659
political subdivision, that the minority business or EDGE business 660
enterprise either has been denied a bond by two surety companies 661
or that the minority business or EDGE business enterprise has 662
applied to two surety companies for a bond and, at the expiration 663
of sixty days after making the application, has neither received 664
nor been denied a bond, the minority business or EDGE business 665
enterprise may repeat its participation in the unbonded political 666
subdivision contractor program. Under no circumstances shall a 667
minority business or EDGE business enterprise be permitted to 668
participate in the unbonded political subdivision contractor 669
program more than twice. 670

(I) Notwithstanding any provision of the Revised Code to the 671
contrary, if a minority business or EDGE business enterprise has 672

entered into two or more contracts with the state or with any 673
instrumentality of the state, the minority business or EDGE 674
business enterprise may bid or enter into a contract with a 675
political subdivision of the state or with any instrumentality of 676
a political subdivision valued at the level at which the minority 677
business or EDGE business enterprise would qualify if entering 678
into an additional contract with the state. 679

(J) The director of development services shall coordinate and 680
oversee the unbonded state contractor program described in 681
division (G) of this section, the unbonded political subdivision 682
contractor program described in division (H) of this section, and 683
the approval of a qualified contractor assistance program. The 684
director shall prepare an annual report and submit it to the 685
governor and the general assembly on or before the first day of 686
~~February~~ August that includes the following: information on the 687
director's activities for the preceding calendar year regarding 688
the unbonded state contractor program, the unbonded political 689
subdivision contractor program, and the qualified contractor 690
assistance program; a summary and description of the operations 691
and activities of these programs; an assessment of the 692
achievements of these programs; and a recommendation as to whether 693
these programs need to continue. 694

(K) As used in this section: 695

(1) "EDGE business enterprise" means an EDGE business 696
enterprise certified under section 123.152 of the Revised Code. 697

(2) "Qualified contractor assistance program" means an 698
educational program or technical assistance program for business 699
development that is designed to assist a minority business or EDGE 700
business enterprise in becoming eligible for bonding and has been 701
approved by the director of development services for use as 702
required under this section. 703

(3) "Successfully completed a qualified contractor assistance program" means the minority business or EDGE business enterprise completed such a program on or after ~~the effective date of this amendment~~ October 16, 2009.

(4) "Unbonded state contractor program" means the program described in division (G) of this section.

(5) "Unbonded political subdivision contractor program" means the program described in division (H) of this section.

Sec. 122.94. The director of development services shall:

(A) Promulgate rules in accordance with Chapter 119. of the Revised Code for the conduct of the minority business development division's business and for carrying out the purposes of sections 122.92 to 122.94 of the Revised Code;

(B) Prepare an annual report to the governor and the general assembly on or before the first day of ~~February~~ August of its activities for the preceding calendar year.

Sec. 122.941. (A) On or before the first day of ~~October~~ August in each year, the director of development services shall make an annual report of the activities and operations under the assistance programs of the ~~department~~ development services agency for the preceding fiscal year to the governor and general assembly. The annual report shall include a detailing of those grants, guarantees, loans, and other forms of state assistance to women-owned businesses.

(B) As used in this section:

(1) "Women-owned business" means any individual, partnership, corporation, or joint venture of any kind that is owned and controlled by women who are United States citizens and residents of this state.

(2) "Owned and controlled" means that at least fifty-one per cent of the business, including corporate stock if it is a corporation, is owned by women and that such owners have control over the day-to-day operations of the business and an interest in the capital, assets, and profits and losses of the business proportionate to their percentage of ownership. In order to qualify as a women-owned business, a business shall have been owned by such owners at least one year.

Sec. 143.01. As used in this chapter:

(A) "Killed in the line of duty" means either of the following:

(1) Death in the line of duty;

(2) Death from injury sustained in the line of duty, including heart attack or other fatal injury or illness caused while in the line of duty.

(B) "Totally and permanently disabled" means unable to engage in any substantial gainful employment for a period of not less than twelve months by reason of a medically determinable physical impairment that is permanent or presumed to be permanent.

(C) "Volunteer police officer" means any person who is employed as a police officer or sheriff's deputy in a part-time, reserve, or volunteer capacity by a county sheriff's department or the police department of a municipal corporation, township, township police district, or joint police district and is not a member of the public employees retirement system, Ohio police and fire pension fund, state highway patrol retirement system, or the Cincinnati retirement system.

Sec. 143.02. (A) There is hereby established the volunteer police officers dependents fund.

Each county, municipal corporation, township, township police district, and joint police district with a police or sheriff's department that employs volunteer police officers is a member of the volunteer police officers' dependents fund and shall establish a volunteer police officers' dependents fund board. Each board shall consist of the following board members: 762
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(1) Two board members, elected by the legislative authority of the fund member that maintains the police or sheriff's department; 768
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(2) Two board members, elected by the volunteer police officers of the police or sheriff's department; 771
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(3) One board member, elected by the board members elected pursuant to divisions (A)(1) and (2) of this section. The board member must be an elector of the fund member in which the police or sheriff's department is located, but not a public employee, member of the legislative authority, or police officer of that police or sheriff's department. 773
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(B) The term of office of a board member begins the first day of January and is one year. 779
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(C)(1) The election of the board members specified in division (A)(1) of this section shall be held each year not earlier than the first day of November and not later than the second Monday in December. The election of the member specified in division (A)(3) of this section shall be held each year on or before the thirty-first day of December. 781
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(2) The members specified in division (A)(2) of this section shall be elected on or before the second Monday in December, as follows: 787
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(a) The secretary of the board shall give notice of the election by posting it in a conspicuous place at the headquarters of the police or sheriff's department. Between nine a.m. and nine 790
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p.m. on the day designated, each person eligible to vote shall 793
send in writing the name of two persons eligible to be elected to 794
the board who are the person's choices. 795

(b) All votes cast at the election shall be counted and 796
recorded by the board, which shall announce the result. The two 797
persons receiving the highest number of votes are elected. If 798
there is a tie vote for any two persons, the election shall be 799
decided by lot or in any other way agreed on by the persons for 800
whom the tie vote was cast. 801

(D) Any vacancy occurring on a board shall be filled at a 802
special election called by the board's secretary. 803

Sec. 143.03. A volunteer police officers' dependents fund 804
board shall meet promptly after election of the board's members 805
and organize. The board shall select from among its members a 806
chairperson and a secretary. 807

The secretary of the board shall keep a complete record of 808
the board's proceedings, which shall be maintained as a permanent 809
file. 810

Board members shall serve without compensation. 811

The legislative authority of the fund member shall provide 812
sufficient meeting space and supplies for the board to carry out 813
its duties. 814

The secretary shall submit all of the following to the 815
director of commerce: 816

(A) The name and address of each board member and an 817
indication of the group or authority that elected the member; 818

(B) The names of the chairperson and secretary; 819

(C) A certificate indicating the current assessed property 820
valuation of the fund member that is prepared by the clerk of the 821

fund member. 822

Sec. 143.04. Each volunteer police officers' dependents fund 823
board may adopt rules as necessary for handling and processing 824
claims for benefits. 825

The board shall perform such other duties as are necessary to 826
implement this chapter. 827

Sec. 143.05. The prosecuting attorney of the county in which 828
a fund member is located shall serve as the legal advisor for the 829
volunteer police officer's dependents' board. 830

Sec. 143.06. (A) The volunteer police officers' dependents 831
fund shall be maintained in the state treasury. All investment 832
earnings of the fund shall be collected by the treasurer of state 833
and placed to the credit of the fund. 834

(B) Each fund member shall pay to the treasurer of state, to 835
the credit of the fund, an initial premium as follows: 836

(1) Each member with an assessed property valuation of less 837
than seven million dollars, three hundred dollars; 838

(2) Each member with an assessed property valuation of seven 839
million dollars but less than fourteen million dollars, three 840
hundred fifty dollars; 841

(3) Each member with an assessed property valuation of 842
fourteen million dollars but less than twenty-one million dollars, 843
four hundred dollars; 844

(4) Each member with an assessed property valuation of 845
twenty-one million dollars but less than twenty-eight million 846
dollars, four hundred fifty dollars; 847

(5) Each member with an assessed property valuation of 848
twenty-eight million dollars or over, five hundred dollars. 849

Sec. 143.07. The total of all initial premiums collected by 850
the treasurer of state under section 143.06 of the Revised Code is 851
the basic capital account of the volunteer police officers' 852
dependents fund. No further contributions are required of fund 853
members until claims against the fund have reduced it to 854
ninety-five per cent or less of its basic capital account. In that 855
event, the director of commerce shall cause the following 856
assessments, based on current property valuation, to be made and 857
certified to the legislative authority of each member of the fund: 858

(A) Each member with an assessed property valuation of less 859
than seven million dollars, ninety dollars; 860

(B) Each member with an assessed property valuation of seven 861
million dollars but less than fourteen million dollars, one 862
hundred five dollars; 863

(C) Each member with an assessed property valuation of 864
fourteen million dollars but less than twenty-one million dollars, 865
one hundred twenty dollars; 866

(D) Each member with an assessed property valuation of 867
twenty-one million dollars but less than twenty-eight million 868
dollars, one hundred thirty-five dollars; 869

(E) Each member with an assessed property valuation of 870
twenty-eight million dollars or more, one hundred fifty dollars. 871

Sec. 143.08. (A) If a premium is not paid as provided in 872
section 143.06 of the Revised Code, the director of commerce shall 873
certify the failure as an assessment against the fund member to 874
the auditor of the county within which the member is located. The 875
county auditor shall withhold the amount of the assessment, 876
together with interest at the rate of six per cent from the due 877
date of the premium, from the next ensuing tax settlement due the 878
member and pay the amount to the treasurer of state to the credit 879

of the volunteer police officers' dependents fund. 880

If the secretary of a volunteer police officers' dependents 881
fund board fails to submit to the director a certificate of the 882
current assessed property valuation in accordance with section 883
143.03 of the Revised Code, the director shall use division (B)(5) 884
of section 143.06 of the Revised Code as a basis for the 885
assessment. 886

(B) If a fund member does not pay the assessment provided in 887
section 143.07 of the Revised Code within forty-five days after 888
notice, the director shall proceed with collection in accordance 889
with division (A) of this section. 890

Sec. 143.09. (A) A volunteer police officer who is totally 891
and permanently disabled as a result of discharging the duties of 892
a volunteer police officer shall receive a benefit from the 893
volunteer police officers' dependents fund of three hundred 894
dollars per month, except that no payment shall be made to a 895
volunteer police officer who is receiving the officer's full 896
salary during the time of the officer's disability. 897

(B) Regardless of whether the volunteer police officer 898
received a benefit under division (A) of this section, death 899
benefits shall be paid from the fund to the surviving spouse or 900
dependent children of a volunteer police officer who is killed in 901
the line of duty. Death benefits shall be paid as follows: 902

(1) To the surviving spouse of a volunteer police officer 903
killed in the line of duty, an award of one thousand dollars, and 904
in addition, a benefit of three hundred dollars per month; 905

(2) To the parent, guardian, or other persons on whom a child 906
of a volunteer police officer killed in the line of duty is 907
dependent for chief financial support, a benefit of one hundred 908
twenty-five dollars per month for each dependent child under age 909

eighteen, or under age twenty-two if attending an institution of 910
learning or training pursuant to a program designed to complete in 911
each school year the equivalent of at least two-thirds of the 912
full-time curriculum requirements of the institution. 913

(C) An individual eligible for benefits payable under this 914
section shall file a claim for benefits with the appropriate 915
volunteer police officers' dependents fund board on a form 916
provided by the board. All of the following information shall be 917
submitted with the claim: 918

(1) In the case of a totally and permanently disabled 919
volunteer police officer, the following: 920

(a) The name of the police or sheriff's department for which 921
the officer was a volunteer police officer; 922

(b) The date of the injury; 923

(c) Satisfactory medical evidence that the officer is totally 924
and permanently disabled. 925

(2) In the case of a surviving spouse or a parent, guardian, 926
or other person in charge of a dependent child, the following: 927

(a) The full name of the deceased volunteer police officer; 928

(b) The name of the police or sheriff's department for which 929
the deceased officer was a volunteer police officer; 930

(c) The name and address of the surviving spouse, as 931
applicable; 932

(d) The names, ages, and addresses of any dependent children; 933

(e) Any other evidence required by the board. 934

(D) All claimants shall certify that neither the claimant nor 935
the person on whose behalf the claim is filed qualifies for other 936
benefits from any of the following based on the officer's service 937
as a volunteer police officer: the public employees retirement 938

system, Ohio police and fire pension fund, state highway patrol 939
retirement system, Cincinnati retirement system, or Ohio public 940
safety officers death benefit fund. 941

(E) Initial claims shall be filed with the volunteer police 942
officers' dependents fund board of the fund member in which the 943
officer was a volunteer police officer. Thereafter, on request of 944
the claimant or the board, claims may be transferred to a board 945
near the claimant's current residence, if the boards concerned 946
agree to the transfer. 947

Sec. 143.10. (A)(1) Not later than five days after receipt of 948
a claim for benefits, a volunteer police officers' dependents fund 949
board shall meet and determine the validity of the claim. If the 950
board determines that the claim is valid, it shall make a 951
determination of the amount due and certify its determination to 952
the director of commerce for payment. The certificate shall show 953
the name and address of the board, the name and address of each 954
beneficiary, the amount to be received by or on behalf of each 955
beneficiary, and the name and address of the person to whom 956
payments are to be made. 957

(2) If the board determines that a claimant is ineligible for 958
benefits, the board shall deny the claim and issue to the claimant 959
a copy of its order. 960

(B) The board may make a continuing order for monthly 961
payments to a claimant for a period not exceeding three months 962
from the date of the determination. The determination may be 963
modified after issuance to reflect any changes in the claimant's 964
eligibility. If no changes occur at the end of the three-month 965
period, the director may provide for payment if the board 966
certifies that the original certificate is continued for an 967
additional three-month period. 968

Sec. 143.11. The right of an individual to a benefit under 969
this chapter shall not be subject to execution, garnishment, 970
attachment, the operation of bankruptcy or insolvency laws, or 971
other process of law whatsoever, and shall be unassignable except 972
as specifically provided in this chapter and sections 3105.171, 973
3105.65, and 3115.32 and Chapters 3119., 3121., 3123., and 3125. 974
of the Revised Code. 975

Sec. 149.311. (A) As used in this section: 976

(1) "Historic building" means a building, including its 977
structural components, that is located in this state and that is 978
either individually listed on the national register of historic 979
places under 16 U.S.C. 470a, located in a registered historic 980
district, and certified by the state historic preservation officer 981
as being of historic significance to the district, or is 982
individually listed as an historic landmark designated by a local 983
government certified under 16 U.S.C. 470a(c). 984

(2) "Qualified rehabilitation expenditures" means 985
expenditures paid or incurred during the rehabilitation period, 986
and before and after that period as determined under 26 U.S.C. 47, 987
by an owner or qualified lessee of an historic building to 988
rehabilitate the building. "Qualified rehabilitation expenditures" 989
includes architectural or engineering fees paid or incurred in 990
connection with the rehabilitation, and expenses incurred in the 991
preparation of nomination forms for listing on the national 992
register of historic places. "Qualified rehabilitation 993
expenditures" does not include any of the following: 994

(a) The cost of acquiring, expanding, or enlarging an 995
historic building; 996

(b) Expenditures attributable to work done to facilities 997
related to the building, such as parking lots, sidewalks, and 998

landscaping;	999
(c) New building construction costs.	1000
(3) "Owner" of an historic building means a person holding the fee simple interest in the building. "Owner" does not include the state or a state agency, or any political subdivision as defined in section 9.23 of the Revised Code.	1001 1002 1003 1004
(4) "Qualified lessee" means a person subject to a lease agreement for an historic building and eligible for the federal rehabilitation tax credit under 26 U.S.C. 47. "Qualified lessee" does not include the state or a state agency or political subdivision as defined in section 9.23 of the Revised Code.	1005 1006 1007 1008 1009
(5) "Certificate owner" means the owner or qualified lessee of an historic building to which a rehabilitation tax credit certificate was issued under this section.	1010 1011 1012
(6) "Registered historic district" means an historic district listed in the national register of historic places under 16 U.S.C. 470a, an historic district designated by a local government certified under 16 U.S.C. 470a(c), or a local historic district certified under 36 C.F.R. 67.8 and 67.9.	1013 1014 1015 1016 1017
(7) "Rehabilitation" means the process of repairing or altering an historic building or buildings, making possible an efficient use while preserving those portions and features of the building and its site and environment that are significant to its historic, architectural, and cultural values.	1018 1019 1020 1021 1022
(8) "Rehabilitation period" means one of the following:	1023
(a) If the rehabilitation initially was not planned to be completed in stages, a period chosen by the owner or qualified lessee not to exceed twenty-four months during which rehabilitation occurs;	1024 1025 1026 1027
(b) If the rehabilitation initially was planned to be	1028

completed in stages, a period chosen by the owner or qualified
lessee not to exceed sixty months during which rehabilitation
occurs. Each stage shall be reviewed as a phase of a
rehabilitation as determined under 26 C.F.R. 1.48-12 or a
successor to that section.

(9) "State historic preservation officer" or "officer" means
the state historic preservation officer appointed by the governor
under 16 U.S.C. 470a.

(B) The owner or qualified lessee of an historic building may
apply to the director of development services for a rehabilitation
tax credit certificate for qualified rehabilitation expenditures
paid or incurred by such owner or qualified lessee after April 4,
2007, for rehabilitation of an historic building. If the owner of
an historic building enters a pass-through agreement with a
qualified lessee for the purposes of the federal rehabilitation
tax credit under 26 U.S.C. 47, the qualified rehabilitation
expenditures paid or incurred by the owner after April 4, 2007,
may be attributed to the qualified lessee.

The form and manner of filing such applications shall be
prescribed by rule of the director. Each application shall state
the amount of qualified rehabilitation expenditures the applicant
estimates will be paid or incurred. The director may require
applicants to furnish documentation of such estimates.

The director, after consultation with the tax commissioner
and in accordance with Chapter 119. of the Revised Code, shall
adopt rules that establish all of the following:

(1) Forms and procedures by which applicants may apply for
rehabilitation tax credit certificates;

(2) Criteria for reviewing, evaluating, and approving
applications for certificates within the limitations under
division (D) of this section, criteria for assuring that the

certificates issued encompass a mixture of high and low qualified	1060
rehabilitation expenditures, and criteria for issuing certificates	1061
under division (C)(3)(b) of this section;	1062
(3) Eligibility requirements for obtaining a certificate	1063
under this section;	1064
(4) The form of rehabilitation tax credit certificates;	1065
(5) Reporting requirements and monitoring procedures;	1066
(6) Procedures and criteria for conducting cost-benefit	1067
analyses of historic buildings that are the subjects of	1068
applications filed under this section. The purpose of a	1069
cost-benefit analysis shall be to determine whether rehabilitation	1070
of the historic building will result in a net revenue gain in	1071
state and local taxes once the building is used.	1072
(7) Any other rules necessary to implement and administer	1073
this section.	1074
(C) The director of development services shall review the	1075
applications with the assistance of the state historic	1076
preservation officer and determine whether all of the following	1077
criteria are met:	1078
(1) That the building that is the subject of the application	1079
is an historic building and the applicant is the owner or	1080
qualified lessee of the building;	1081
(2) That the rehabilitation will satisfy standards prescribed	1082
by the United States secretary of the interior under 16 U.S.C.	1083
470, et seq., as amended, and 36 C.F.R. 67.7 or a successor to	1084
that section;	1085
(3) That receiving a rehabilitation tax credit certificate	1086
under this section is a major factor in:	1087
(a) The applicant's decision to rehabilitate the historic	1088
building; or	1089

(b) To increase the level of investment in such 1090
rehabilitation. 1091

An applicant shall demonstrate to the satisfaction of the 1092
state historic preservation officer and director of development 1093
services that the rehabilitation will satisfy the standards 1094
described in division (C)(2) of this section before the applicant 1095
begins the physical rehabilitation of the historic building. 1096

(D)(1) If the director of development services determines 1097
that an application meets the criteria in divisions (C)(1), (2), 1098
and (3) of this section, the director shall conduct a cost-benefit 1099
analysis for the historic building that is the subject of the 1100
application to determine whether rehabilitation of the historic 1101
building will result in a net revenue gain in state and local 1102
taxes once the building is used. The director shall consider the 1103
results of the cost-benefit analysis in determining whether to 1104
approve the application. The director shall also consider the 1105
potential economic impact and the regional distributive balance of 1106
the credits throughout the state. The director may approve an 1107
application only after completion of the cost-benefit analysis. 1108

(2) A rehabilitation tax credit certificate shall not be 1109
issued for an amount greater than the estimated amount furnished 1110
by the applicant on the application for such certificate and 1111
approved by the director. The director shall not approve more than 1112
a total of sixty million dollars of rehabilitation tax credits per 1113
fiscal year but the director may reallocate unused tax credits 1114
from a prior fiscal year for new applicants and such reallocated 1115
credits shall not apply toward the dollar limit of this division. 1116

(3) For rehabilitations with a rehabilitation period not 1117
exceeding twenty-four months as provided in division (A)~~(7)~~(8)(a) 1118
of this section, a rehabilitation tax credit certificate shall not 1119
be issued before the rehabilitation of the historic building is 1120
completed. 1121

(4) For rehabilitations with a rehabilitation period not 1122
exceeding sixty months as provided in division (A)~~(7)~~(8)(b) of 1123
this section, a rehabilitation tax credit certificate shall not be 1124
issued before a stage of rehabilitation is completed. After all 1125
stages of rehabilitation are completed, if the director cannot 1126
determine that the criteria in division (C) of this section are 1127
satisfied for all stages of rehabilitations, the director shall 1128
certify this finding to the tax commissioner, and any 1129
rehabilitation tax credits received by the applicant shall be 1130
repaid by the applicant and may be collected by assessment as 1131
unpaid tax by the commissioner. 1132

(5) The director of development services shall require the 1133
applicant to provide a third-party cost certification by a 1134
certified public accountant of the actual costs attributed to the 1135
rehabilitation of the historic building when qualified 1136
rehabilitation expenditures exceed two hundred thousand dollars. 1137

If an applicant whose application is approved for receipt of 1138
a rehabilitation tax credit certificate fails to provide to the 1139
director sufficient evidence of reviewable progress, including a 1140
viable financial plan, copies of final construction drawings, and 1141
evidence that the applicant has obtained all historic approvals 1142
within twelve months after the date the applicant received 1143
notification of approval, and if the applicant fails to provide 1144
evidence to the director that the applicant has secured and closed 1145
on financing for the rehabilitation within eighteen months after 1146
receiving notification of approval, the director may rescind the 1147
approval of the application. The director shall notify the 1148
applicant if the approval has been rescinded. Credits that would 1149
have been available to an applicant whose approval was rescinded 1150
shall be available for other qualified applicants. Nothing in this 1151
division prohibits an applicant whose approval has been rescinded 1152
from submitting a new application for a rehabilitation tax credit 1153

certificate. 1154

(E) Issuance of a certificate represents a finding by the 1155
director of development services of the matters described in 1156
divisions (C)(1), (2), and (3) of this section only; issuance of a 1157
certificate does not represent a verification or certification by 1158
the director of the amount of qualified rehabilitation 1159
expenditures for which a tax credit may be claimed under section 1160
5725.151, 5725.34, 5726.52, 5729.17, 5733.47, or 5747.76 of the 1161
Revised Code. The amount of qualified rehabilitation expenditures 1162
for which a tax credit may be claimed is subject to inspection and 1163
examination by the tax commissioner or employees of the 1164
commissioner under section 5703.19 of the Revised Code and any 1165
other applicable law. Upon the issuance of a certificate, the 1166
director shall certify to the tax commissioner, in the form and 1167
manner requested by the tax commissioner, the name of the 1168
applicant, the amount of qualified rehabilitation expenditures 1169
shown on the certificate, and any other information required by 1170
the rules adopted under this section. 1171

(F)(1) On or before the first day of ~~April~~ August each year, 1172
the director of development services and tax commissioner jointly 1173
shall submit to the president of the senate and the speaker of the 1174
house of representatives a report on the tax credit program 1175
established under this section and sections 5725.151, 5725.34, 1176
5726.52, 5729.17, 5733.47, and 5747.76 of the Revised Code. The 1177
report shall present an overview of the program and shall include 1178
information on the number of rehabilitation tax credit 1179
certificates issued under this section during the preceding fiscal 1180
year, an update on the status of each historic building for which 1181
an application was approved under this section, the dollar amount 1182
of the tax credits granted under sections 5725.151, 5725.34, 1183
5726.52, 5729.17, 5733.47, and 5747.76 of the Revised Code, and 1184
any other information the director and commissioner consider 1185

relevant to the topics addressed in the report. 1186

(2) On or before December 1, 2015, the director of 1187
development services and tax commissioner jointly shall submit to 1188
the president of the senate and the speaker of the house of 1189
representatives a comprehensive report that includes the 1190
information required by division (F)(1) of this section and a 1191
detailed analysis of the effectiveness of issuing tax credits for 1192
rehabilitating historic buildings. The report shall be prepared 1193
with the assistance of an economic research organization jointly 1194
chosen by the director and commissioner. 1195

(G) There is hereby created in the state treasury the 1196
historic rehabilitation tax credit operating fund. The director of 1197
development services is authorized to charge reasonable 1198
application and other fees in connection with the administration 1199
of tax credits authorized by this section and sections 5725.151, 1200
5725.34, 5726.52, 5729.17, ~~5733.44~~ 5733.47, and 5747.76 of the 1201
Revised Code. Any such fees collected shall be credited to the 1202
fund and used to pay reasonable costs incurred by the department 1203
of development services in administering this section and sections 1204
5725.151, 5725.34, 5726.52, 5729.17, ~~5733.44~~ 5733.47, and 5747.76 1205
of the Revised Code. 1206

The Ohio historic preservation office is authorized to charge 1207
reasonable fees in connection with its review and approval of 1208
applications under this section. Any such fees collected shall be 1209
credited to the fund and used to pay administrative costs incurred 1210
by the Ohio historic preservation office pursuant to this section. 1211

Sec. 150.10. (A) On the first day of January of the second 1212
year after the date of entering into an agreement under section 1213
150.05 of the Revised Code and on the first day of August of each 1214
ensuing year, the authority shall file with the clerk of the house 1215
of representatives, the clerk of the senate, and the chairpersons 1216

of the house and senate standing committees predominantly 1217
concerned with economic development a written report on the Ohio 1218
venture capital program. The report shall include all the 1219
following: 1220

(1) A description of the details of the investment policy 1221
established or modified in accordance with sections 150.03 and 1222
150.04 of the Revised Code; 1223

(2) The authority's assessment of the program's achievement 1224
of its purpose stated in section 150.01 of the Revised Code; 1225

(3) The value of tax credit certificates issued by the 1226
authority under section 150.07 of the Revised Code in each fiscal 1227
year ending on or before the preceding thirtieth day of June; 1228

(4) The amount of tax credits claimed pursuant to section 1229
5707.031, 5725.19, 5726.53, 5727.241, 5729.08, 5733.49, or 5747.80 1230
of the Revised Code, as to the respective taxes involved; 1231

(5) The financial status of the Ohio venture capital fund; 1232

(6) The names of venture capital funds in which money from 1233
the program fund has been invested and the locations of their 1234
principal offices, and the names of the enterprises in which each 1235
of those venture capital funds has invested such money and the 1236
locations of those enterprises' principal offices; 1237

(7) Any recommendations for modifying the program to better 1238
achieve the purpose stated in section 150.01 of the Revised Code. 1239

(B) During each year that a report is issued under division 1240
(A) of this section, the chairperson of the authority, or another 1241
member of the authority designated by the chairperson as the 1242
authority's representative, shall be required to appear in person 1243
before the standing committees of the house and senate 1244
predominantly concerned with economic development to give 1245
testimony concerning the status of the Ohio venture capital 1246

program. 1247

Sec. 166.13. (A) Prior to entering into each agreement to 1248
provide innovation financial assistance under sections 166.12, 1249
166.15, and 166.16 of the Revised Code, the director of 1250
development services shall determine whether the assistance will 1251
conform to the requirements of sections 166.12 to 166.16 of the 1252
Revised Code. Such determination, and the facts upon which it is 1253
based, shall be set forth by the director in submissions made to 1254
the controlling board when the director seeks a release of moneys 1255
under section 166.12 of the Revised Code. An agreement to provide 1256
assistance under sections 166.12, 166.15, and 166.16 of the 1257
Revised Code shall set forth the determination, which shall be 1258
conclusive for purposes of the validity and enforceability of the 1259
agreement and any innovation loan guarantees, innovation loans, or 1260
other agreements entered into pursuant to the agreement to provide 1261
innovation financial assistance. 1262

(B) Whenever a person applies for innovation financial 1263
assistance under sections 166.12, 166.15, and 166.16 of the 1264
Revised Code and the eligible innovation project for which 1265
innovation financial assistance is requested is to relocate an 1266
eligible innovation project that is currently being operated by 1267
the person and that is located in another county, municipal 1268
corporation, or township, the ~~director~~ person shall provide 1269
written notification to the appropriate local governmental bodies 1270
and state officials. The ~~notification shall contain the following~~ 1271
~~information:~~ 1272

~~(1) The name of the person applying for innovation financial~~ 1273
~~assistance;~~ 1274

~~(2) The county, and the municipal corporation or township, in~~ 1275
~~which the eligible innovation project for which innovation~~ 1276
~~financial assistance is requested is located; and~~ 1277

~~(3) The county, and the municipal corporation or township, in which the eligible innovation project to be replaced is located~~ 1278
~~director may not enter into an agreement to provide innovation~~ 1279
~~financial assistance until the director determines that the~~ 1280
~~appropriate local government bodies and state officials have been~~ 1281
~~notified.~~ 1282
1283

(C) As used in division (B) of this section: 1284

(1) "Appropriate local governmental bodies" means: 1285

(a) The boards of county commissioners or legislative 1286
authorities of the county in which the project for which 1287
innovation financial assistance is requested is located and of the 1288
county in which the eligible innovation project to be replaced is 1289
located; 1290

(b) The legislative authority of the municipal corporation or 1291
the board of township trustees of the township in which the 1292
eligible innovation project for which innovation financial 1293
assistance is requested is located; and 1294

(c) The legislative authority of the municipal corporation or 1295
the board of township trustees of the township in which the 1296
eligible innovation project to be replaced is located. 1297

(2) "State officials" means: 1298

(a) The state representative and state senator in whose 1299
districts the project for which innovation financial assistance is 1300
requested is located; 1301

(b) The state representative and state senator in whose 1302
districts the innovation project to be replaced is located. 1303

Sec. 166.18. (A) Prior to entering into each agreement to 1304
provide research and development financial assistance, the 1305
director of development services shall determine whether the 1306
assistance will conform to the requirements of sections 166.17 to 1307

166.21, 5733.352, and 5747.331 of the Revised Code. Such 1308
determination, and the facts upon which it is based, shall be set 1309
forth by the director in submissions made to the controlling board 1310
when the director seeks a release of moneys under section 166.17 1311
of the Revised Code. An agreement to provide research and 1312
development financial assistance under section 166.17 or 166.21 of 1313
the Revised Code shall set forth the determination, which shall be 1314
conclusive for purposes of the validity and enforceability of the 1315
agreement, and any loans or other agreements entered into pursuant 1316
to the agreement, to provide research and development financial 1317
assistance. 1318

(B) Whenever a person applies for research and development 1319
financial assistance, and the eligible research and development 1320
project for which that assistance is requested is to relocate an 1321
eligible research and development project that is currently being 1322
operated by the person and that is located in another county, 1323
municipal corporation, or township within the state, the ~~director~~ 1324
person shall provide written notification to the appropriate local 1325
governmental bodies and state officials. The ~~notification shall~~ 1326
~~state all of the following:~~ 1327

~~(1) The name of the person applying for research and 1328
development financial assistance;~~ 1329

~~(2) The county, and the municipal corporation or township, in 1330
which the project for which research and development financial 1331
assistance is requested will be located;~~ 1332

~~(3) The county, and the municipal corporation or township, in 1333
which the eligible research and development project is located at 1334
the time such financial assistance is requested director may not 1335
enter into an agreement to provide research and development 1336
financial assistance until the director determines that the 1337
appropriate local government bodies and state officials have been 1338
notified. 1339~~

(C) As used in division (B) of this section:	1340
(1) "Appropriate local governmental bodies" means all of the following:	1341
	1342
(a) The board of county commissioners of or legislative authorities of special districts in the county in which the eligible research and development project for which research and development financial assistance is requested is located and of the county in which the project will be located;	1343
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	1345
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	1347
(b) The legislative authority of the municipal corporation or the board of township trustees of the township in which the eligible research and development project for which research and development financial assistance is requested is located and of the municipal corporation or township in which the project will be located.	1348
	1349
	1350
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	1353
(2) "State officials" means both of the following:	1354
(a) The state representative and state senator in whose district the eligible research and development project for which research and development financial assistance is requested is located;	1355
	1356
	1357
	1358
(b) The state representative and state senator in whose district the eligible research and development project will be located.	1359
	1360
	1361
Sec. 184.02. (A) In addition to the powers and duties under sections 184.10 to 184.20 and 184.37 of the Revised Code, the third frontier commission may perform any act to ensure the performance of any function necessary or appropriate to carry out the purposes of, and exercise the powers granted under, sections 184.01 and 184.02 of the Revised Code. In addition, the commission may do any of the following:	1362
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	1368
(1) Adopt, amend, and rescind rules under section 111.15 of	1369

the Revised Code for the administration of any aspect of its	1370
operations;	1371
(2) Adopt bylaws governing its operations, including bylaws	1372
that establish procedures and set policies as may be necessary to	1373
assist with the furtherance of its purposes;	1374
(3) Appoint and set the compensation of employees needed to	1375
carry out its duties;	1376
(4) Contract with, retain the services of, or designate, and	1377
fix the compensation of, such financial consultants, accountants,	1378
other consultants and advisors, and other independent contractors	1379
as may be necessary or desirable to carry out its duties;	1380
(5) Solicit input and comments from the third frontier	1381
advisory board, and specialized industry, professional, and other	1382
relevant interest groups concerning its purposes;	1383
(6) Facilitate alignment of the state's science and	1384
technology programs and activities;	1385
(7) Make grants and loans to individuals, public agencies,	1386
private companies or organizations, or joint ventures for any of	1387
the broad range of activities related to its purposes.	1388
(B) In addition to the powers and duties under sections	1389
184.10 to 184.20 and 184.37 of the Revised Code, the commission	1390
shall do all of the following:	1391
(1) Establish a competitive process for the award of grants	1392
and loans that is designed to fund the most meritorious proposals	1393
and, when appropriate, provide for peer review of proposals;	1394
(2) Within ninety days after the end of each fiscal <u>On or</u>	1395
<u>before the first day of August of each</u> year, submit to the	1396
governor and the general assembly a report of the activities of	1397
the commission during the preceding fiscal year;	1398
(3) With specific application to the biomedical research and	1399

technology transfer trust fund, periodically make strategic 1400
assessments of the types of state investments in biomedical 1401
research and biotechnology in the state that would likely create 1402
jobs and business opportunities in the state and produce the most 1403
beneficial long-term improvements to the public health of Ohioans, 1404
including, but not limited to, biomedical research and 1405
biotechnology initiatives that address tobacco-related illnesses 1406
as may be outlined in any master agreement. The commission shall 1407
award grants and loans from the fund pursuant to a process 1408
established under division (B)(1) of this section. 1409

Sec. 1551.34. On or before the ~~thirty-first~~ first day of 1410
~~March~~ August of the ~~second~~ each even-numbered year ~~of each~~ 1411
~~biennium~~, the director of the Ohio coal development office 1412
established under section 1551.32 of the Revised Code shall submit 1413
to the governor and the general assembly an Ohio coal development 1414
agenda. Prior to each submission, the office shall solicit public 1415
comment on the agenda to give interested parties an opportunity to 1416
comment on the agenda. The director shall consider any public 1417
comments received prior to the agenda's submission. The agenda 1418
shall include, but is not limited to, all of the following: 1419

(A) A characterization of Ohio coal, constraints on its 1420
maximum use, and opportunities for overcoming those constraints; 1421

(B) A characterization of the current and potential markets 1422
for Ohio coal, constraints on increased market demand for it, and 1423
opportunities for overcoming those constraints; 1424

(C) Identification of each of the office's programs and its 1425
correspondence to the purposes of the office; 1426

(D) A description of the office's current projects that 1427
includes the status of each project and a specific description of 1428
the office's activities in all of the following areas: 1429

(1) Commercialization of available technology;	1430
(2) Marketplace adoption of that technology;	1431
(3) Enhancement of user markets for Ohio coal.	1432
(E) The types of projects to be funded in the succeeding biennium;	1433 1434
(F) Anticipated expenditures for, the relative priority of, and the potential benefits of each type of project to be funded in the succeeding biennium;	1435 1436 1437
(G) The results obtained from completed projects and dissemination of those results;	1438 1439
(H) A fiscal report of the office's activities under sections 1551.30 to 1551.35 and Chapter 1555. of the Revised Code during the preceding biennium;	1440 1441 1442
(I) The criteria used to select the office's specific types of projects. The criteria shall consider all of the following:	1443 1444
(1) A project's relationship to and support of the office's purposes;	1445 1446
(2) The technology involved, its applicability to Ohio coal, and its potential rate and probability of marketplace adoption;	1447 1448
(3) The commercial readiness of a project's facility, technology, or equipment;	1449 1450
(4) The cost and relative risk to the state and the participation of other investors or interested parties in a project's financing;	1451 1452 1453
(5) The likelihood that results of a project would not be achieved in the absence of the office's assistance.	1454 1455
Sec. 2329.66. (A) Every person who is domiciled in this state may hold property exempt from execution, garnishment, attachment,	1456 1457

or sale to satisfy a judgment or order, as follows: 1458

(1)(a) In the case of a judgment or order regarding money 1459
owed for health care services rendered or health care supplies 1460
provided to the person or a dependent of the person, one parcel or 1461
item of real or personal property that the person or a dependent 1462
of the person uses as a residence. Division (A)(1)(a) of this 1463
section does not preclude, affect, or invalidate the creation 1464
under this chapter of a judgment lien upon the exempted property 1465
but only delays the enforcement of the lien until the property is 1466
sold or otherwise transferred by the owner or in accordance with 1467
other applicable laws to a person or entity other than the 1468
surviving spouse or surviving minor children of the judgment 1469
debtor. Every person who is domiciled in this state may hold 1470
exempt from a judgment lien created pursuant to division (A)(1)(a) 1471
of this section the person's interest, not to exceed one hundred 1472
twenty-five thousand dollars, in the exempted property. 1473

(b) In the case of all other judgments and orders, the 1474
person's interest, not to exceed one hundred twenty-five thousand 1475
dollars, in one parcel or item of real or personal property that 1476
the person or a dependent of the person uses as a residence. 1477

(c) For purposes of divisions (A)(1)(a) and (b) of this 1478
section, "parcel" means a tract of real property as identified on 1479
the records of the auditor of the county in which the real 1480
property is located. 1481

(2) The person's interest, not to exceed three thousand two 1482
hundred twenty-five dollars, in one motor vehicle; 1483

(3) The person's interest, not to exceed four hundred 1484
dollars, in cash on hand, money due and payable, money to become 1485
due within ninety days, tax refunds, and money on deposit with a 1486
bank, savings and loan association, credit union, public utility, 1487
landlord, or other person, other than personal earnings. 1488

(4)(a) The person's interest, not to exceed five hundred	1489
twenty-five dollars in any particular item or ten thousand seven	1490
hundred seventy-five dollars in aggregate value, in household	1491
furnishings, household goods, wearing apparel, appliances, books,	1492
animals, crops, musical instruments, firearms, and hunting and	1493
fishing equipment that are held primarily for the personal,	1494
family, or household use of the person;	1495
(b) The person's aggregate interest in one or more items of	1496
jewelry, not to exceed one thousand three hundred fifty dollars,	1497
held primarily for the personal, family, or household use of the	1498
person or any of the person's dependents.	1499
(5) The person's interest, not to exceed an aggregate of two	1500
thousand twenty-five dollars, in all implements, professional	1501
books, or tools of the person's profession, trade, or business,	1502
including agriculture;	1503
(6)(a) The person's interest in a beneficiary fund set apart,	1504
appropriated, or paid by a benevolent association or society, as	1505
exempted by section 2329.63 of the Revised Code;	1506
(b) The person's interest in contracts of life or endowment	1507
insurance or annuities, as exempted by section 3911.10 of the	1508
Revised Code;	1509
(c) The person's interest in a policy of group insurance or	1510
the proceeds of a policy of group insurance, as exempted by	1511
section 3917.05 of the Revised Code;	1512
(d) The person's interest in money, benefits, charity,	1513
relief, or aid to be paid, provided, or rendered by a fraternal	1514
benefit society, as exempted by section 3921.18 of the Revised	1515
Code;	1516
(e) The person's interest in the portion of benefits under	1517
policies of sickness and accident insurance and in lump sum	1518
payments for dismemberment and other losses insured under those	1519

policies, as exempted by section 3923.19 of the Revised Code.	1520
(7) The person's professionally prescribed or medically necessary health aids;	1521 1522
(8) The person's interest in a burial lot, including, but not limited to, exemptions under section 517.09 or 1721.07 of the Revised Code;	1523 1524 1525
(9) The person's interest in the following:	1526
(a) Moneys paid or payable for living maintenance or rights, as exempted by section 3304.19 of the Revised Code;	1527 1528
(b) Workers' compensation, as exempted by section 4123.67 of the Revised Code;	1529 1530
(c) Unemployment compensation benefits, as exempted by section 4141.32 of the Revised Code;	1531 1532
(d) Cash assistance payments under the Ohio works first program, as exempted by section 5107.75 of the Revised Code;	1533 1534
(e) Benefits and services under the prevention, retention, and contingency program, as exempted by section 5108.08 of the Revised Code;	1535 1536 1537
(f) Disability financial assistance payments, as exempted by section 5115.06 of the Revised Code;	1538 1539
(g) Payments under section 24 or 32 of the "Internal Revenue Code of 1986," 100 Stat. 2085, 26 U.S.C. 1, as amended.	1540 1541
(10)(a) Except in cases in which the person was convicted of or pleaded guilty to a violation of section 2921.41 of the Revised Code and in which an order for the withholding of restitution from payments was issued under division (C)(2)(b) of that section, in cases in which an order for withholding was issued under section 2907.15 of the Revised Code, in cases in which an order for forfeiture was issued under division (A) or (B) of section 2929.192 of the Revised Code, and in cases in which an order was	1542 1543 1544 1545 1546 1547 1548 1549

issued under section 2929.193 or 2929.194 of the Revised Code, and 1550
only to the extent provided in the order, and except as provided 1551
in sections 3105.171, 3105.63, 3119.80, 3119.81, 3121.02, 3121.03, 1552
and 3123.06 of the Revised Code, the person's rights to or 1553
interests in a pension, benefit, annuity, retirement allowance, or 1554
accumulated contributions, the person's rights to or interests in 1555
a participant account in any deferred compensation program offered 1556
by the Ohio public employees deferred compensation board, a 1557
government unit, or a municipal corporation, or the person's other 1558
accrued or accruing rights or interests, as exempted by section 1559
143.11, 145.56, 146.13, 148.09, 742.47, 3307.41, 3309.66, or 1560
5505.22 of the Revised Code, and the person's rights to or 1561
interests in benefits from the Ohio public safety officers death 1562
benefit fund; 1563

(b) Except as provided in sections 3119.80, 3119.81, 3121.02, 1564
3121.03, and 3123.06 of the Revised Code, the person's rights to 1565
receive or interests in receiving a payment or other benefits 1566
under any pension, annuity, or similar plan or contract, not 1567
including a payment or benefit from a stock bonus or 1568
profit-sharing plan or a payment included in division (A)(6)(b) or 1569
(10)(a) of this section, on account of illness, disability, death, 1570
age, or length of service, to the extent reasonably necessary for 1571
the support of the person and any of the person's dependents, 1572
except if all the following apply: 1573

(i) The plan or contract was established by or under the 1574
auspices of an insider that employed the person at the time the 1575
person's rights or interests under the plan or contract arose. 1576

(ii) The payment is on account of age or length of service. 1577

(iii) The plan or contract is not qualified under the 1578
"Internal Revenue Code of 1986," 100 Stat. 2085, 26 U.S.C. 1, as 1579
amended. 1580

(c) Except for any portion of the assets that were deposited 1581
for the purpose of evading the payment of any debt and except as 1582
provided in sections 3119.80, 3119.81, 3121.02, 3121.03, and 1583
3123.06 of the Revised Code, the person's rights or interests in 1584
the assets held in, or to directly or indirectly receive any 1585
payment or benefit under, any individual retirement account, 1586
individual retirement annuity, "Roth IRA," "529 plan," or 1587
education individual retirement account that provides payments or 1588
benefits by reason of illness, disability, death, retirement, or 1589
age or provides payments or benefits for purposes of education, to 1590
the extent that the assets, payments, or benefits described in 1591
division (A)(10)(c) of this section are attributable to or derived 1592
from any of the following or from any earnings, dividends, 1593
interest, appreciation, or gains on any of the following: 1594

(i) Contributions of the person that were less than or equal 1595
to the applicable limits on deductible contributions to an 1596
individual retirement account or individual retirement annuity in 1597
the year that the contributions were made, whether or not the 1598
person was eligible to deduct the contributions on the person's 1599
federal tax return for the year in which the contributions were 1600
made; 1601

(ii) Contributions of the person that were less than or equal 1602
to the applicable limits on contributions to a Roth IRA or 1603
education individual retirement account in the year that the 1604
contributions were made; 1605

(iii) Contributions of the person that are within the 1606
applicable limits on rollover contributions under subsections 219, 1607
402(c), 403(a)(4), 403(b)(8), 408(b), 408(d)(3), 408A(c)(3)(B), 1608
408A(d)(3), and 530(d)(5) of the "Internal Revenue Code of 1986," 1609
100 Stat. 2085, 26 U.S.C.A. 1, as amended; 1610

(iv) Contributions by any person into any plan, fund, or 1611
account that is formed, created, or administered pursuant to, or 1612

is otherwise subject to, section 529 of the "Internal Revenue Code 1613
of 1986," 100 Stat. 2085, 26 U.S.C. 1, as amended. 1614

(d) Except for any portion of the assets that were deposited 1615
for the purpose of evading the payment of any debt and except as 1616
provided in sections 3119.80, 3119.81, 3121.02, 3121.03, and 1617
3123.06 of the Revised Code, the person's rights or interests in 1618
the assets held in, or to receive any payment under, any Keogh or 1619
"H.R. 10" plan that provides benefits by reason of illness, 1620
disability, death, retirement, or age, to the extent reasonably 1621
necessary for the support of the person and any of the person's 1622
dependents. 1623

(e) The person's rights to or interests in any assets held 1624
in, or to directly or indirectly receive any payment or benefit 1625
under, any individual retirement account, individual retirement 1626
annuity, "Roth IRA," "529 plan," or education individual 1627
retirement account that a decedent, upon or by reason of the 1628
decedent's death, directly or indirectly left to or for the 1629
benefit of the person, either outright or in trust or otherwise, 1630
including, but not limited to, any of those rights or interests in 1631
assets or to receive payments or benefits that were transferred, 1632
conveyed, or otherwise transmitted by the decedent by means of a 1633
will, trust, exercise of a power of appointment, beneficiary 1634
designation, transfer or payment on death designation, or any 1635
other method or procedure. 1636

(f) The exemptions under divisions (A)(10)(a) to (e) of this 1637
section also shall apply or otherwise be available to an alternate 1638
payee under a qualified domestic relations order (QDRO) or other 1639
similar court order. 1640

(g) A person's interest in any plan, program, instrument, or 1641
device described in divisions (A)(10)(a) to (e) of this section 1642
shall be considered an exempt interest even if the plan, program, 1643
instrument, or device in question, due to an error made in good 1644

faith, failed to satisfy any criteria applicable to that plan, 1645
program, instrument, or device under the "Internal Revenue Code of 1646
1986," 100 Stat. 2085, 26 U.S.C. 1, as amended. 1647

(11) The person's right to receive spousal support, child 1648
support, an allowance, or other maintenance to the extent 1649
reasonably necessary for the support of the person and any of the 1650
person's dependents; 1651

(12) The person's right to receive, or moneys received during 1652
the preceding twelve calendar months from, any of the following: 1653

(a) An award of reparations under sections 2743.51 to 2743.72 1654
of the Revised Code, to the extent exempted by division (D) of 1655
section 2743.66 of the Revised Code; 1656

(b) A payment on account of the wrongful death of an 1657
individual of whom the person was a dependent on the date of the 1658
individual's death, to the extent reasonably necessary for the 1659
support of the person and any of the person's dependents; 1660

(c) Except in cases in which the person who receives the 1661
payment is an inmate, as defined in section 2969.21 of the Revised 1662
Code, and in which the payment resulted from a civil action or 1663
appeal against a government entity or employee, as defined in 1664
section 2969.21 of the Revised Code, a payment, not to exceed 1665
twenty thousand two hundred dollars, on account of personal bodily 1666
injury, not including pain and suffering or compensation for 1667
actual pecuniary loss, of the person or an individual for whom the 1668
person is a dependent; 1669

(d) A payment in compensation for loss of future earnings of 1670
the person or an individual of whom the person is or was a 1671
dependent, to the extent reasonably necessary for the support of 1672
the debtor and any of the debtor's dependents. 1673

(13) Except as provided in sections 3119.80, 3119.81, 1674
3121.02, 3121.03, and 3123.06 of the Revised Code, personal 1675

earnings of the person owed to the person for services in an 1676
amount equal to the greater of the following amounts: 1677

(a) If paid weekly, thirty times the current federal minimum 1678
hourly wage; if paid biweekly, sixty times the current federal 1679
minimum hourly wage; if paid semimonthly, sixty-five times the 1680
current federal minimum hourly wage; or if paid monthly, one 1681
hundred thirty times the current federal minimum hourly wage that 1682
is in effect at the time the earnings are payable, as prescribed 1683
by the "Fair Labor Standards Act of 1938," 52 Stat. 1060, 29 1684
U.S.C. 206(a)(1), as amended; 1685

(b) Seventy-five per cent of the disposable earnings owed to 1686
the person. 1687

(14) The person's right in specific partnership property, as 1688
exempted by the person's rights in a partnership pursuant to 1689
section 1776.50 of the Revised Code, except as otherwise set forth 1690
in section 1776.50 of the Revised Code; 1691

(15) A seal and official register of a notary public, as 1692
exempted by section 147.04 of the Revised Code; 1693

(16) The person's interest in a tuition unit or a payment 1694
under section 3334.09 of the Revised Code pursuant to a tuition 1695
payment contract, as exempted by section 3334.15 of the Revised 1696
Code; 1697

(17) Any other property that is specifically exempted from 1698
execution, attachment, garnishment, or sale by federal statutes 1699
other than the "Bankruptcy Reform Act of 1978," 92 Stat. 2549, 11 1700
U.S.C.A. 101, as amended; 1701

(18) The person's aggregate interest in any property, not to 1702
exceed one thousand seventy-five dollars, except that division 1703
(A)(18) of this section applies only in bankruptcy proceedings. 1704

(B) On April 1, 2010, and on the first day of April in each 1705

third calendar year after 2010, the Ohio judicial conference shall 1706
adjust each dollar amount set forth in this section to reflect any 1707
increase in the consumer price index for all urban consumers, as 1708
published by the United States department of labor, or, if that 1709
index is no longer published, a generally available comparable 1710
index, for the three-year period ending on the thirty-first day of 1711
December of the preceding year. Any adjustments required by this 1712
division shall be rounded to the nearest twenty-five dollars. 1713

The Ohio judicial conference shall prepare a memorandum 1714
specifying the adjusted dollar amounts. The judicial conference 1715
shall transmit the memorandum to the director of the legislative 1716
service commission, and the director shall publish the memorandum 1717
in the register of Ohio. (Publication of the memorandum in the 1718
register of Ohio shall continue until the next memorandum 1719
specifying an adjustment is so published.) The judicial conference 1720
also may publish the memorandum in any other manner it concludes 1721
will be reasonably likely to inform persons who are affected by 1722
its adjustment of the dollar amounts. 1723

(C) As used in this section: 1724

(1) "Disposable earnings" means net earnings after the 1725
garnishee has made deductions required by law, excluding the 1726
deductions ordered pursuant to section 3119.80, 3119.81, 3121.02, 1727
3121.03, or 3123.06 of the Revised Code. 1728

(2) "Insider" means: 1729

(a) If the person who claims an exemption is an individual, a 1730
relative of the individual, a relative of a general partner of the 1731
individual, a partnership in which the individual is a general 1732
partner, a general partner of the individual, or a corporation of 1733
which the individual is a director, officer, or in control; 1734

(b) If the person who claims an exemption is a corporation, a 1735
director or officer of the corporation; a person in control of the 1736

corporation; a partnership in which the corporation is a general partner; a general partner of the corporation; or a relative of a general partner, director, officer, or person in control of the corporation;

(c) If the person who claims an exemption is a partnership, a general partner in the partnership; a general partner of the partnership; a person in control of the partnership; a partnership in which the partnership is a general partner; or a relative in, a general partner of, or a person in control of the partnership;

(d) An entity or person to which or whom any of the following applies:

(i) The entity directly or indirectly owns, controls, or holds with power to vote, twenty per cent or more of the outstanding voting securities of the person who claims an exemption, unless the entity holds the securities in a fiduciary or agency capacity without sole discretionary power to vote the securities or holds the securities solely to secure to debt and the entity has not in fact exercised the power to vote.

(ii) The entity is a corporation, twenty per cent or more of whose outstanding voting securities are directly or indirectly owned, controlled, or held with power to vote, by the person who claims an exemption or by an entity to which division (C)(2)(d)(i) of this section applies.

(iii) A person whose business is operated under a lease or operating agreement by the person who claims an exemption, or a person substantially all of whose business is operated under an operating agreement with the person who claims an exemption.

(iv) The entity operates the business or all or substantially all of the property of the person who claims an exemption under a lease or operating agreement.

(e) An insider, as otherwise defined in this section, of a

person or entity to which division (C)(2)(d)(i), (ii), (iii), or 1768
(iv) of this section applies, as if the person or entity were a 1769
person who claims an exemption; 1770

(f) A managing agent of the person who claims an exemption. 1771

(3) "Participant account" has the same meaning as in section 1772
148.01 of the Revised Code. 1773

(4) "Government unit" has the same meaning as in section 1774
148.06 of the Revised Code. 1775

(D) For purposes of this section, "interest" shall be 1776
determined as follows: 1777

(1) In bankruptcy proceedings, as of the date a petition is 1778
filed with the bankruptcy court commencing a case under Title 11 1779
of the United States Code; 1780

(2) In all cases other than bankruptcy proceedings, as of the 1781
date of an appraisal, if necessary under section 2329.68 of the 1782
Revised Code, or the issuance of a writ of execution. 1783

An interest, as determined under division (D)(1) or (2) of 1784
this section, shall not include the amount of any lien otherwise 1785
valid pursuant to section 2329.661 of the Revised Code. 1786

Sec. 3333.91. Not later than December 31, 2014, the 1787
governor's office of workforce transformation, in collaboration 1788
with the chancellor of the Ohio board of regents, the 1789
superintendent of public instruction, and the department of job 1790
and family services, shall develop and submit to the appropriate 1791
federal agency a single, state unified plan for the adult basic 1792
and literacy education program administered by the United States 1793
secretary of education, the "Carl D. Perkins Vocational and 1794
Technical Education Act," 20 U.S.C. 2301, et seq., as amended, and 1795
the "Workforce Investment Act of 1998," 29 U.S.C. 2801, et seq., 1796
as amended. Following the plan's initial submission to the 1797

appropriate federal agency, the governor's office of workforce transformation may update it as necessary. If the plan is updated, the governor's office of workforce transformation shall submit the updated plan to the appropriate federal agency. 1798
1799
1800
1801

Sec. 3731.02. (A) The state fire marshal shall make such 1802
rules as are necessary to carry out this chapter, which shall 1803
include, but are not limited to, rules establishing requirements 1804
to renew a license issued under this chapter and fees for 1805
licensure and renewal and for inspections of hotels. Except as 1806
provided in division (G) of section 3731.12 of the Revised Code, 1807
the state fire marshal and the assistant state fire marshals shall 1808
enforce this chapter. 1809

(B) Except as otherwise provided in this division and 1810
divisions (C) and (D) of this section, the board of building 1811
standards shall adopt, pursuant to section 3781.10 of the Revised 1812
Code, rules that specify that the building code standards for SRO 1813
facilities shall be use group R-2. Any facility operating prior to 1814
October 16, 1996, in the nature of an SRO facility that met the 1815
building code standards for an SRO facility prior to that date, 1816
whether previously licensed as a hotel or not, and after October 1817
16, 1996, licensed as an SRO facility under section 3731.03 of the 1818
Revised Code, shall be permitted under the rules to have a 1819
building code standard of either use group R-1 or use group R-2 if 1820
the facility meets the requirements for those use groups as 1821
specified in the Ohio building code adopted pursuant to section 1822
3781.10 of the Revised Code. The requirements of this division 1823
apply to an SRO facility that holds a license as an SRO facility 1824
on ~~the effective date of this amendment~~ September 12, 2008, unless 1825
any of the following events occur on or after ~~the effective date~~ 1826
~~of this amendment~~ September 12, 2008: 1827

(1) The owner of the SRO facility constructs or alters the 1828

facility. 1829

(2) The owner of the SRO facility surrenders the license 1830
issued to that facility. 1831

(3) The owner of the SRO facility changes the use or 1832
occupancy of that facility. 1833

(4) The license issued to that SRO facility under this 1834
chapter is revoked or is not renewed. 1835

(C) If any of the events described in divisions (B)(1) to (4) 1836
of this section occur, the owner of the structure shall comply 1837
with division (D) of this section to obtain a new license to 1838
operate as an SRO facility. 1839

(D) Beginning on ~~the effective date of this amendment~~ 1840
September 12, 2008, the state fire marshal shall not issue a new 1841
license to operate a facility as an SRO facility, and shall not 1842
renew such a license issued under this division, unless the SRO 1843
facility is constructed providing individual sleeping rooms for 1844
each guest; has, on a per-room or a communal basis within each 1845
building to be licensed as an SRO facility, permanent provisions 1846
for living, eating, cooking, and sanitation; and is constructed in 1847
accordance with the requirements specified for SRO facilities and 1848
is approved by the building official having jurisdiction over that 1849
facility to be an SRO facility. An SRO facility subject to this 1850
division shall only operate with, and shall properly maintain, 1851
individual sleeping rooms for each guest and shall only operate 1852
with, and shall properly maintain, on a per-room or communal 1853
basis, permanent provisions available to all guests for living, 1854
eating, cooking, and sanitation. 1855

(E) The state fire marshal may, pursuant to division (A) of 1856
this section, adopt rules establishing a fire code and sanitary 1857
standards compliance incentive program for persons required to 1858
procure a license for a hotel under section 3731.03 of the Revised 1859

Code. The rules may include provisions for the creation of a "Safe Stay Hotel" designation by the state fire marshal, the standards a licensed hotel must meet to achieve and maintain that designation, the procedures the state fire marshal shall use to publish and maintain a registry of hotels receiving that designation, and any monetary incentives offered by the state fire marshal to encourage a licensed hotel to achieve and maintain that designation. At a minimum, no hotel may be designated as a "Safe Stay Hotel" or maintain such a designation unless it meets the fire code and sanitary compliance standards established pursuant to this section for a continuous period of at least twenty-four months.

Nothing in this division shall be construed to limit the power of this state, the department of commerce, the state fire marshal, or any other political subdivision of the state to administer and enforce any other sections of this chapter or any other applicable laws, rules, and regulations. Nothing in this division shall be construed to require the state fire marshal to designate a hotel as a "Safe Stay Hotel" or require the state fire marshal to award a monetary incentive to a hotel in any manner that is inconsistent or in conflict with the rules adopted under this section or any other applicable laws, rules, or regulations.

Sec. 4740.06. (A) Any individual who applies for a license shall file a written application with the appropriate section of the Ohio construction industry licensing board, accompanied with the application fee as determined pursuant to section 4740.09 of the Revised Code. The individual shall file the application not more than sixty days nor less than thirty days prior to the date of the examination. The application shall be on the form the section prescribes and verified by the applicant's oath. The applicant shall provide information satisfactory to the section showing that the applicant meets the requirements of division (B) of this section.

(B) To qualify to take an examination, an individual shall:	1892
(1) Be at least eighteen years of age;	1893
(2) Be a United States citizen or legal alien who produces valid documentation to demonstrate the individual is a legal resident of the United States;	1894 1895 1896
(3) Either have been a tradesperson in the type of licensed trade for which the application is filed for not less than five years immediately prior to the date the application is filed, be a currently registered engineer in this state with three years of business experience in the construction industry in the trade for which the engineer is applying to take an examination, or have other experience acceptable to the appropriate section of the board;	1897 1898 1899 1900 1901 1902 1903 1904
(4) Maintain contractor's liability insurance, including without limitation, complete operations coverage, in an amount the appropriate section of the board determines;	1905 1906 1907
(5) Not have done any of the following:	1908
(a) Been convicted of or pleaded guilty to a crime of moral turpitude or a disqualifying offense as those terms are defined in section 4776.10 of the Revised Code;	1909 1910 1911
(b) Violated this chapter or any rule adopted pursuant to it;	1912
(c) Obtained or renewed a license issued pursuant to this chapter, or any order, ruling, or authorization of the board or a section of the board by fraud, misrepresentation, or deception;	1913 1914 1915
(d) Engaged in fraud, misrepresentation, or deception in the conduct of business.	1916 1917
(C) When an applicant for licensure as a contractor in a licensed trade meets the qualifications set forth in division (B) of this section and passes the required examination, the appropriate section of the board, within ninety days after the	1918 1919 1920 1921

application was filed, shall authorize the administrative section 1922
of the board to license the applicant for the type of contractor's 1923
license for which the applicant qualifies. A section of the board 1924
may withdraw its authorization to the administrative section for 1925
issuance of a license for good cause shown, on the condition that 1926
notice of that withdrawal is given prior to the administrative 1927
section's issuance of the license. 1928

(D) All licenses a contractor holds pursuant to this chapter 1929
shall expire annually on the same date, which shall be the 1930
expiration date of the original license the contractor holds. An 1931
individual holding a valid, unexpired license may renew the 1932
license, without reexamination, by submitting an application to 1933
the appropriate section of the board not more than ninety calendar 1934
days before the expiration of the license, along with the renewal 1935
fee the section requires and proof of compliance with the 1936
applicable continuing education requirements. The applicant shall 1937
provide information in the renewal application satisfactory to 1938
demonstrate to the appropriate section that the applicant 1939
continues to meet the requirements of division (B) of this 1940
section. 1941

Upon application and within one calendar year after a license 1942
has expired, a section may waive any of the requirements for 1943
renewal of a license upon finding that an applicant substantially 1944
meets the renewal requirements or that failure to timely apply for 1945
renewal is due to excusable neglect. A section that waives 1946
requirements for renewal of a license may impose conditions upon 1947
the licensee and assess a late filing fee of not more than double 1948
the usual renewal fee. An applicant shall satisfy any condition 1949
the section imposes before a license is reissued. 1950

(E) An individual holding a valid license may request the 1951
section of the board that authorized that license to place the 1952
license in inactive status under conditions, and for a period of 1953

time, as that section determines. 1954

(F) Except for the ninety-day extension provided for a 1955
license assigned to a business entity under division (D) of 1956
section 4740.07 of the Revised Code, a license held by an 1957
individual immediately terminates upon the death of the 1958
individual. 1959

(G) Nothing in any license issued by the Ohio construction 1960
industry licensing board shall be construed to limit or eliminate 1961
any requirement of or any license issued by the Ohio fire marshal. 1962

(H)(1) Subject to divisions (H)(2), (3), and (4) of this 1963
section, no trade section of the board shall adopt, maintain, 1964
renew, or enforce any rule, or otherwise preclude in any way, an 1965
individual from receiving or renewing a license under this chapter 1966
due to any past criminal activity or interpretation of moral 1967
character, except as pursuant to division (B)(5)(a) of this 1968
section. If the section denies an individual a license or license 1969
renewal, the reasons for such denial shall be put in writing. 1970

(2) Except as otherwise provided in this division, if an 1971
individual applying for a license has been convicted of or pleaded 1972
guilty to a misdemeanor that is not a crime of moral turpitude or 1973
a disqualifying offense less than one year prior to making the 1974
application, the section may use its discretion in granting or 1975
denying the individual a license. Except as otherwise provided in 1976
this division, if an individual applying for a license has been 1977
convicted of or pleaded guilty to a felony that is not a crime of 1978
moral turpitude or a disqualifying offense less than three years 1979
prior to making the application, the section may use its 1980
discretion in granting or denying the individual a license. The 1981
provisions in this paragraph do not apply with respect to any 1982
offense unless the section, prior to ~~the effective date of this~~ 1983
~~amendment~~ September 28, 2012, was required or authorized to deny 1984
the application based on that offense. 1985

In all other circumstances, the section shall follow the procedures it adopts by rule that conform to division (H)(1) of this section.

(3) In considering a renewal of an individual's license, the section shall not consider any conviction or plea of guilty prior to the initial licensing. However, the board may consider a conviction or plea of guilty if it occurred after the individual was initially licensed, or after the most recent license renewal.

(4) The section may grant an individual a conditional license that lasts for one year. After the one-year period has expired, the license is no longer considered conditional, and the individual shall be considered fully licensed.

(I) Notwithstanding divisions (D) and (H) of this section and sections 4740.04 and 4740.05 of the Revised Code, the board may establish rules that amend the continuing education requirements and license renewal schedule for licensees as provided in or adopted pursuant to those sections for the purpose of establishing a compliance incentive program. These rules may include provisions for the creation of the program and the qualifications, continuing education requirements, and renewal schedule for the program.

Sec. 6301.11. The state board, in connection with the department of job and family services, shall develop a methodology for identifying jobs that are in demand by employers operating in this state.

The department in consultation with the state board shall use the methodology to create a list of such in-demand jobs and shall publish the list on the web site of the department on or before December 31, 2014. The department shall periodically update the list to reflect evolving workforce demands in this state.

Local boards, workforce development agencies, and other

providers of workforce training shall use the list of in-demand 2016
jobs to cultivate and prioritize workforce development activities 2017
that correspond to the employment needs of employers operating in 2018
this state and to assist individuals in maximizing their 2019
employment opportunities. 2020

Section 2. That existing sections 121.08, 122.136, 122.21, 2021
122.25, 122.37, 122.64, 122.89, 122.94, 122.941, 149.311, 150.10, 2022
166.13, 166.18, 184.02, 1551.34, 2329.66, 3731.02, and 4740.06 of 2023
the Revised Code are hereby repealed. 2024

Section 3. (A) The Chancellor of the Ohio Board of Regents, 2025
in consultation with the parties specified in division (B) of this 2026
section, shall develop recommendations for increasing access to 2027
and participation in programs for adults who have not obtained a 2028
high school diploma that offer credentials equivalent to a high 2029
school diploma and also provide career pathways, such as an 2030
associate degree, industry credential, or other type of career 2031
training. 2032

(B) In developing recommendations under division (A) of this 2033
section, the Chancellor shall consult with all of the following: 2034

(1) The Superintendent of Public Instruction; 2035

(2) Representatives of the Governor's Office of Workforce 2036
Transformation, the Department of Job and Family Services, and the 2037
Ohio Association of Community Colleges; 2038

(3) Representatives of career-technical planning districts 2039
that provide post-secondary workforce education; 2040

(4) Representatives of programs that provide adult basic and 2041
literacy education; 2042

(5) Representatives of any other interested parties at the 2043
Chancellor's discretion. 2044

(C) Not later than December 31, 2014, the Chancellor shall 2045
prepare a report of the recommendations developed under division 2046
(A) of this section and submit it to the Governor, the President 2047
of the Senate, and the Speaker of the House of Representatives. 2048

Section 4. (A) Not later than thirty days after the effective 2049
date of this section, the legislative authority of the fund member 2050
described in section 143.02 of the Revised Code, as enacted by 2051
this act, that maintains the police or sheriff's department shall 2052
hold the initial election of members to a volunteer police 2053
officers dependents' fund board. A board member shall serve an 2054
initial term of office beginning on the day after the member is 2055
elected to the board and ending on the thirty-first day of 2056
December of the year in which the member is elected. Thereafter, 2057
members shall be elected to the board and serve terms of office in 2058
accordance with section 143.02 of the Revised Code, as enacted by 2059
this act. 2060

(B) For the initial election of board members specified in 2061
division (A)(2) of section 143.02 of the Revised Code, the 2062
legislative authority of the fund member that maintains the police 2063
or sheriff's department shall do both of the following: 2064

(1) Give notice of the election by posting it in a 2065
conspicuous place at the headquarters of the police or sheriff's 2066
department. Between nine a.m. and nine p.m. on the day designated, 2067
each person eligible to vote shall send in writing the name of two 2068
persons eligible to be elected to the board who are the person's 2069
choices. 2070

(2) Count and record all votes cast at the election and 2071
announce the result. The two persons receiving the highest number 2072
of votes are elected. If there is a tie vote for any two persons, 2073
the election shall be decided by lot or in any other way agreed on 2074
by the persons for whom the tie vote was cast. 2075

Section 5. Section 2329.66 of the Revised Code is presented 2076
in this act as a composite of the section as amended by both Sub. 2077
H.B. 479 and Sub. S.B. 343 of the 129th General Assembly. The 2078
General Assembly, applying the principle stated in division (B) of 2079
section 1.52 of the Revised Code that amendments are to be 2080
harmonized if reasonably capable of simultaneous operation, finds 2081
that the composite is the resulting version of the section in 2082
effect prior to the effective date of the section as presented in 2083
this act. 2084