

As Introduced

**130th General Assembly
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H. B. No. 537

Representatives Budish, Brenner

**Cosponsors: Representatives Slesnick, Lundy, Reece, Barborak, Gerberry,
Antonio**

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A B I L L

To amend sections 111.16, 111.17, 1703.31, 1729.12, 1746.06, 1782.63, 2305.10, and 4743.04 and to enact sections 5903.21, 5903.22, 5903.23, 5903.24, and 5903.25 of the Revised Code to establish the Veterans Fee Waiver Program.

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

Section 1. That sections 111.16, 111.17, 1703.31, 1729.12, 1746.06, 1782.63, 2305.10, and 4743.04 be amended and sections 5903.21, 5903.22, 5903.23, 5903.24, and 5903.25 of the Revised Code be enacted to read as follows:

Sec. 111.16. The secretary of state shall charge and collect, for the benefit of the state, the following fees:

(A) For filing and recording articles of incorporation of a domestic corporation, including designation of agent:

(1) Wherein the corporation shall not be authorized to issue any shares of capital stock, one hundred twenty-five dollars;

(2) Wherein the corporation shall be authorized to issue shares of capital stock, with or without par value:

(a) Ten cents for each share authorized up to and including one thousand shares;	18 19
(b) Five cents for each share authorized in excess of one thousand shares up to and including ten thousand shares;	20 21
(c) Two cents for each share authorized in excess of ten thousand shares up to and including fifty thousand shares;	22 23
(d) One cent for each share authorized in excess of fifty thousand shares up to and including one hundred thousand shares;	24 25
(e) One-half cent for each share authorized in excess of one hundred thousand shares up to and including five hundred thousand shares;	26 27 28
(f) One-quarter cent for each share authorized in excess of five hundred thousand shares; provided no fee shall be less than one hundred twenty-five dollars or greater than one hundred thousand dollars.	29 30 31 32
(B) For filing and recording a certificate of amendment to or amended articles of incorporation of a domestic corporation, or for filing and recording a certificate of reorganization, a certificate of dissolution, or an amendment to a foreign license application:	33 34 35 36 37
(1) If the domestic corporation is not authorized to issue any shares of capital stock, fifty dollars;	38 39
(2) If the domestic corporation is authorized to issue shares of capital stock, fifty dollars, and in case of any increase in the number of shares authorized to be issued, a further sum computed in accordance with the schedule set forth in division (A)(2) of this section less a credit computed in the same manner for the number of shares previously authorized to be issued by the corporation; provided no fee under division (B)(2) of this section shall be greater than one hundred thousand dollars;	40 41 42 43 44 45 46 47

(3) If the foreign corporation is not authorized to issue any 48
shares of capital stock, fifty dollars; 49

(4) If the foreign corporation is authorized to issue shares 50
of capital stock, fifty dollars. 51

(C) For filing and recording articles of incorporation of a 52
savings and loan association, one hundred twenty-five dollars; and 53
for filing and recording a certificate of amendment to or amended 54
articles of incorporation of a savings and loan association, fifty 55
dollars; 56

(D) For filing and recording a certificate of conversion, 57
including a designation of agent, a certificate of merger, or a 58
certificate of consolidation, one hundred twenty-five dollars and, 59
in the case of any new corporation resulting from a consolidation 60
or any surviving corporation that has an increased number of 61
shares authorized to be issued resulting from a merger, an 62
additional sum computed in accordance with the schedule set forth 63
in division (A)(2) of this section less a credit computed in the 64
same manner for the number of shares previously authorized to be 65
issued or represented in this state by each of the corporations 66
for which a consolidation or merger is effected by the 67
certificate; 68

(E) For filing and recording articles of incorporation of a 69
credit union or the American credit union guaranty association, 70
one hundred twenty-five dollars, and for filing and recording a 71
certificate of increase in capital stock or any other amendment of 72
the articles of incorporation of a credit union or the 73
association, fifty dollars; 74

(F) For filing and recording articles of organization of a 75
limited liability company, for filing and recording an application 76
to become a registered foreign limited liability company, for 77
filing and recording a registration application to become a 78

domestic limited liability partnership, or for filing and	79
recording an application to become a registered foreign limited	80
liability partnership, one hundred twenty-five dollars;	81
(G) For filing and recording a certificate of limited	82
partnership or an application for registration as a foreign	83
limited partnership, or for filing an initial statement of	84
partnership authority pursuant to section 1776.33 of the Revised	85
Code, one hundred twenty-five dollars- <i>i</i>	86
(H) For filing a copy of papers evidencing the incorporation	87
of a municipal corporation or of annexation of territory by a	88
municipal corporation, five dollars, to be paid by the municipal	89
corporation, the petitioners therefor, or their agent;	90
(I) For filing and recording any of the following:	91
(1) A license to transact business in this state by a foreign	92
corporation for profit pursuant to section 1703.04 of the Revised	93
Code or a foreign nonprofit corporation pursuant to section	94
1703.27 of the Revised Code, one hundred twenty-five dollars;	95
(2) A biennial report or biennial statement pursuant to	96
section 1775.63, 1776.83, or 1785.06 of the Revised Code,	97
twenty-five dollars;	98
(3) Except as otherwise provided in this section or any other	99
section of the Revised Code, any other certificate or paper that	100
is required to be filed and recorded or is permitted to be filed	101
and recorded by any provision of the Revised Code with the	102
secretary of state, twenty-five dollars.	103
(J) For filing any certificate or paper not required to be	104
recorded, five dollars;	105
(K)(1) For making copies of any certificate or other paper	106
filed in the office of the secretary of state, a fee not to exceed	107
one dollar per page, except as otherwise provided in the Revised	108

Code, and for creating and affixing the seal of the office of the secretary of state to any good standing or other certificate, five dollars. For copies of certificates or papers required by state officers for official purpose, no charge shall be made.

(2) For creating and affixing the seal of the office of the secretary of state to the certificates described in division (E) of section 1701.81, division (E) of section 1701.811, division (E) of section 1705.38, division (E) of section 1705.381, division (D) of section 1702.43, division (E) of section 1775.47, division (E) of section 1775.55, division (E) of section 1776.70, division (E) of section 1776.74, division (E) of section 1782.433, or division (E) of section 1782.4310 of the Revised Code, twenty-five dollars.

(L) For a minister's license to solemnize marriages, ten dollars;

(M) For examining documents to be filed at a later date for the purpose of advising as to the acceptability of the proposed filing, fifty dollars;

(N) Fifty dollars for filing and recording any of the following:

(1) A certificate of dissolution and accompanying documents, or a certificate of cancellation, under section 1701.86, 1702.47, 1705.43, 1776.65, or 1782.10 of the Revised Code;

(2) A notice of dissolution of a foreign licensed corporation or a certificate of surrender of license by a foreign licensed corporation under section 1703.17 of the Revised Code;

(3) The withdrawal of registration of a foreign or domestic limited liability partnership under section 1775.61, 1775.64, 1776.81, or 1776.86 of the Revised Code, or the certificate of cancellation of registration of a foreign limited liability company under section 1705.57 of the Revised Code;

(4) The filing of a statement of denial under section 1776.34 139
of the Revised Code, a statement of dissociation under section 140
1776.57 of the Revised Code, a statement of disclaimer of general 141
partner status under Chapter 1782. of the Revised Code, or a 142
cancellation of disclaimer of general partner status under Chapter 143
1782. of the Revised Code. 144

(O) For filing a statement of continued existence by a 145
nonprofit corporation, twenty-five dollars; 146

(P) For filing a restatement under section 1705.08 or 1782.09 147
of the Revised Code, an amendment to a certificate of cancellation 148
under section 1782.10 of the Revised Code, an amendment under 149
section 1705.08 or 1782.09 of the Revised Code, or a correction 150
under section 1705.55, 1775.61, 1775.64, 1776.12, or 1782.52 of 151
the Revised Code, fifty dollars; 152

(Q) For filing for reinstatement of an entity cancelled by 153
operation of law, by the secretary of state, by order of the 154
department of taxation, or by order of a court, twenty-five 155
dollars; 156

(R) For filing and recording any of the following: 157

(1) A change of agent, resignation of agent, or change of 158
agent's address under section 1701.07, 1702.06, 1703.041, 1703.27, 159
1705.06, 1705.55, 1746.04, 1747.03, 1776.07, or 1782.04 of the 160
Revised Code, twenty-five dollars; 161

(2) A multiple change of agent name or address, 162
standardization of agent address, or resignation of agent under 163
section 1701.07, 1702.06, 1703.041, 1703.27, 1705.06, 1705.55, 164
1746.04, 1747.03, 1776.07, or 1782.04 of the Revised Code, one 165
hundred twenty-five dollars, plus three dollars per entity record 166
being changed, by the multiple agent update. 167

(S) For filing and recording any of the following: 168

(1) An application for the exclusive right to use a name or	169
an application to reserve a name for future use under section	170
1701.05, 1702.05, 1703.31, 1705.05, or 1746.06 of the Revised	171
Code, fifty dollars;	172
(2) A trade name or fictitious name registration or report,	173
fifty dollars;	174
(3) An application to renew any item covered by division	175
(S)(1) or (2) of this section that is permitted to be renewed,	176
twenty-five dollars;	177
(4) An assignment of rights for use of a name covered by	178
division (S)(1), (2), or (3) of this section, the cancellation of	179
a name registration or name reservation that is so covered, or	180
notice of a change of address of the registrant of a name that is	181
so covered, twenty-five dollars.	182
(T) For filing and recording a report to operate a business	183
trust or a real estate investment trust, either foreign or	184
domestic, one hundred twenty-five dollars; and for filing and	185
recording an amendment to a report or associated trust instrument,	186
or a surrender of authority, to operate a business trust or real	187
estate investment trust, fifty dollars;	188
(U)(1) For filing and recording the registration of a	189
trademark, service mark, or mark of ownership, one hundred	190
twenty-five dollars;	191
(2) For filing and recording the change of address of a	192
registrant, the assignment of rights to a registration, a renewal	193
of a registration, or the cancellation of a registration	194
associated with a trademark, service mark, or mark of ownership,	195
twenty-five dollars.	196
(V) For filing a service of process with the secretary of	197
state, five dollars, except as otherwise provided in any section	198
of the Revised Code.	199

Fees specified in this section may be paid by cash, check, or money order, by credit card in accordance with section 113.40 of the Revised Code, or by an alternative payment program in accordance with division (B) of section 111.18 of the Revised Code. Any credit card number or the expiration date of any credit card is not subject to disclosure under Chapter 149. of the Revised Code.

The fees specified in divisions (A), (F), (G), and (S) of this section are subject to sections 5903.21 to 5903.25 of the Revised Code relating to the veterans fee waiver program.

Sec. 111.17. The secretary of state shall not file or record articles of incorporation or consolidation, certificates, or other papers referred to in section 111.16 of the Revised Code unless the fee has been paid or the fee is waived under the veterans fee waiver program under sections 5903.21 to 5903.25 of the Revised Code.

Sec. 1703.31. (A) Any foreign corporation may register its corporate name, if its corporate name is available for use under division (D) of section 1703.04 of the Revised Code, by filing in the office of the secretary of state an application, on a form prescribed by the secretary of state, that contains the following information:

(1) The exact corporate name to be registered;

(2) The complete address of the principal office of the corporation;

(3) The jurisdiction of its incorporation;

(4) The date of its incorporation;

(5) A statement that it is carrying on or doing business;

(6) The general nature of the business in which it is

engaged;	229
(7) Any other information required by the secretary of state.	230
The application shall be signed and verified by an officer of the applicant.	231 232
The application shall be accompanied by a certificate stating that the corporation is in good standing under the laws of the jurisdiction of its incorporation, which certificate shall be executed by the official of the jurisdiction having custody of the records pertaining to corporations and dated not earlier than sixty days prior to the filing of the application.	233 234 235 236 237 238
The filing fee specified in division (S)(1) of section 111.16 of the Revised Code shall accompany the application <u>unless the fee is waived under the veterans fee waiver program under sections 5903.21 to 5903.25 of the Revised Code.</u>	239 240 241 242
(B) Registration of a corporate name under this section is effective for a term of one year from the date of registration. Upon application, on a form prescribed by the secretary of state, filed with the secretary of state prior to the expiration of each one-year term, the registration may be renewed for an additional term. The renewal application shall set forth the facts required to be set forth in the original application for registration, together with a certificate of good standing as required for the initial registration.	243 244 245 246 247 248 249 250 251
The secretary of state shall notify registrants within the three months before the expiration of one year from the date of registration of the necessity of renewal by writing to the principal office address of the registrants as shown upon the current registration in effect.	252 253 254 255 256
The renewal fee specified in division (S)(3) of section 111.16 of the Revised Code, payable to the secretary of state, shall accompany the application for renewal of the registration.	257 258 259

Sec. 1729.12. (A) For filing articles of incorporation or a certificate of amendment of articles or a certificate of merger, consolidation, division, or dissolution, and with respect to the issuance of shares of stock, an association organized under this chapter shall pay to the secretary of state the fees imposed by section 111.16 of the Revised Code unless a fee is waived under the veterans fee waiver program under sections 5903.21 to 5903.25 of the Revised Code. In the case of a certificate of division, the filing fee shall be the same as for a certificate of merger or consolidation.

(B) When the articles of incorporation, or a certificate of amendment of articles, or a certificate of merger, consolidation, conversion, division, or dissolution is filed with the secretary of state, the secretary of state shall, if the articles or certificate complies with this chapter, endorse approval thereon, the date of filing, a file number, and make a legible copy thereof by any authorized method. The original or a copy of the articles or certificate, certified by the secretary of state, shall be returned to the person filing the articles or certificate.

(C) All persons shall have the opportunity to acquire a copy of the articles and other certificates filed and recorded in the office of the secretary of state, but no person dealing with the association shall be charged with constructive notice of the contents of any such articles or certificates by reason of the filing or recording.

Sec. 1746.06. (A) No business trust that has made a filing pursuant to section 1746.04 of the Revised Code may use the words "Incorporated," "Corporation," "Inc.," "Co.," "Partnership," "Ltd.," or derivatives thereof in its name.

(B) No business trust formed after the effective date of this

chapter that has made a filing pursuant to section 1746.04 of the Revised Code shall assume the name of any corporation established under the laws of this state, or of a corporation, firm, or association, or trust whether or not as defined in section 1746.01 of the Revised Code, or of an individual, carrying on business in this state at the time when the business trust is created, or assume a name so similar thereto as to be likely to be mistaken for it, except with the written consent of such existing corporation, firm, association, or trust, or of such individual, previously or concurrently filed with the secretary of state.

(C) The secretary of state shall refuse to receive for filing the trust instrument of a business trust if it appears to the secretary of state to have violated any provision of this section. The courts of common pleas of this state shall have jurisdiction, upon the application of any person interested or affected, to enjoin a business trust from transacting business under any name in violation of any provision of this section, notwithstanding that the trust instrument of such business trust has been received for filing under section 1746.04 of the Revised Code.

(D) Any person who wishes to reserve a name for a proposed new business trust, or any business trust intending to change its name, may submit to the secretary of state a written application for the exclusive right to use a specified name as the name of a business trust. If the secretary of state finds that, under this section, the specified name is available for such use, the secretary of state shall indorse the secretary of state's approval upon and file such application and, from the date of such indorsement, such applicant shall have the exclusive right for one hundred eighty days to use the specified name as the name of a business trust, counting the date of such indorsement as the first of the one hundred eighty days. The right so obtained may be transferred by the applicant or other holder thereof by the filing

in the office of the secretary of state of a written transfer 322
stating the name and address of the transferee. For filing any 323
application for the exclusive right to use a specified name under 324
this division, the secretary of state shall charge and collect the 325
fee specified in division (S)(1) of section 111.16 of the Revised 326
Code unless the fee is waived under the veterans fee waiver 327
program under sections 5903.21 to 5903.25 of the Revised Code. For 328
each filing of a transfer of the right to an exclusive name under 329
this division, the secretary of state shall charge and collect the 330
fee specified in division (S)(4) of section 111.16 of the Revised 331
Code. 332

(E) Any business trust that has not made the filings 333
described under section 1746.04 of the Revised Code may submit to 334
the secretary of state a written application for the exclusive 335
right to use a specified name as the name of such business trust. 336
If the secretary of state finds that, under this section, the 337
specified name is available for such use, the secretary of state 338
shall indorse the secretary of state's approval upon and file such 339
application and, from the date of such indorsement, such applicant 340
has the exclusive right to use the specified name for the period 341
that it transacts business. The right so obtained may be 342
transferred by the applicant or other holder thereof by the filing 343
in the office of the secretary of state of a written transfer 344
stating the name and address of the transferee. For filing an 345
application for the exclusive right to use a specified name under 346
this division, the secretary of state shall charge and collect the 347
fee specified in division (S)(1) of section 111.16 of the Revised 348
Code unless the fee is waived under the veterans fee waiver 349
program under sections 5903.21 to 5903.25 of the Revised Code. 350

Sec. 1782.63. (A)(1) Each limited partnership existing prior 351
to July 1, 1994, and each foreign limited partnership registered 352
pursuant to sections 1782.49 and 1782.50 of the Revised Code prior 353

to that date shall file, on a form prescribed by the secretary of 354
state, a certificate of limited partnership and an application for 355
registration as a foreign limited partnership, respectively, with 356
the secretary of state as follows: 357

(a) Each limited partnership with a name beginning with the 358
letter A, B, C, D, E, or F shall so file with the secretary of 359
state on or before June 30, 1995; 360

(b) Each limited partnership with a name beginning with the 361
letter G, H, I, J, K, L, or M shall so file with the secretary of 362
state on or before December 31, 1995; 363

(c) Each limited partnership with a name beginning with the 364
letter N, O, P, Q, R, or S shall so file with the secretary of 365
state on or before June 30, 1996; 366

(d) Each limited partnership with a name beginning with the 367
letter T, U, V, W, X, Y, or Z shall so file with the secretary of 368
state on or before December 31, 1996; 369

(e) If a limited partnership's name begins with a character 370
other than a letter of the English alphabet, the first letter of 371
the English alphabet that appears in the limited partnership's 372
name shall be considered the beginning of its name for purposes of 373
divisions (A)(1)(a) to (d) of this section and the limited 374
partnership shall so file with the secretary of state in 375
accordance with the applicable provision of divisions (A)(1)(a) to 376
(d) of this section. 377

(2) Any limited partnership that files a certificate of 378
limited partnership or an application for registration as a 379
foreign limited partnership is subject to the payment of filing 380
fees in accordance with division (G) of section 111.16 of the 381
Revised Code unless the fee is waived under the veterans fee 382
waiver program under sections 5903.21 to 5903.25 of the Revised 383
Code. 384

(3) A limited partnership that is required by divisions 385
(A)(1)(a) to (e) of this section to file any document with the 386
secretary of state and that has not done so by the time required 387
for the filing may not maintain any action, suit, or proceeding in 388
any court of this state until it has filed the required document. 389
The failure of a limited partnership to make the required filing 390
does not impair the validity of any contract or act of the limited 391
partnership or prevent it from defending any action, suit, or 392
proceeding in any court of this state. A limited partner of a 393
limited partnership is not liable as a general partner of the 394
limited partnership or otherwise liable for obligations of the 395
partnership solely by reason of the partnership having transacted 396
business in this state without making the filing required by 397
divisions (A)(1)(a) to (e) of this section. 398

(B) If a surviving domestic limited partnership that has not 399
filed a certificate of limited partnership pursuant to division 400
(A) of this section results from a merger on and after July 1, 401
1994, the partnership shall include a copy of its certificate of 402
limited partnership with its certificate of merger or 403
consolidation filed pursuant to section 1782.433 of the Revised 404
Code. Upon filing of the certificate of limited partnership in 405
accordance with this division, the surviving domestic limited 406
partnership shall be deemed to be in compliance with division (A) 407
of this section. 408

(C) A limited partnership that is formed under this chapter 409
or governed by this chapter pursuant to section 1782.61 of the 410
Revised Code and that is in existence on July 1, 1994, shall be 411
governed by this chapter, as amended by the act in which this 412
section was enacted, except that the amendments to section 1782.28 413
of the Revised Code made by that act and the repeal of section 414
1782.38 of the Revised Code by that act shall not affect the 415
rights of any person who extended credit to a limited partnership 416

prior to July 1, 1994, but only to the extent of credit extended 417
before such date. 418

(D) The amendments to this chapter made by the act in which 419
this section was enacted do not affect a claim, action, or 420
proceeding that is accrued, existing, incurred, or pending on or 421
before July 1, 1994, but the claim, action, or proceeding may be 422
asserted, enforced, prosecuted, or defended as if those amendments 423
had not been made. 424

Sec. 2305.10. (A) Except as provided in division (C) or (E) 425
of this section, an action based on a product liability claim and 426
an action for bodily injury or injuring personal property shall be 427
brought within two years after the cause of action accrues. Except 428
as provided in divisions (B)(1), (2), (3), (4), and (5) of this 429
section, a cause of action accrues under this division when the 430
injury or loss to person or property occurs. 431

(B)(1) For purposes of division (A) of this section, a cause 432
of action for bodily injury that is not described in division 433
(B)(2), (3), (4), or (5) of this section and that is caused by 434
exposure to hazardous or toxic chemicals, ethical drugs, or 435
ethical medical devices accrues upon the date on which the 436
plaintiff is informed by competent medical authority that the 437
plaintiff has an injury that is related to the exposure, or upon 438
the date on which by the exercise of reasonable diligence the 439
plaintiff should have known that the plaintiff has an injury that 440
is related to the exposure, whichever date occurs first. 441

(2) For purposes of division (A) of this section, a cause of 442
action for bodily injury caused by exposure to chromium in any of 443
its chemical forms accrues upon the date on which the plaintiff is 444
informed by competent medical authority that the plaintiff has an 445
injury that is related to the exposure, or upon the date on which 446
by the exercise of reasonable diligence the plaintiff should have 447

known that the plaintiff has an injury that is related to the 448
exposure, whichever date occurs first. 449

(3) For purposes of division (A) of this section, a cause of 450
action for bodily injury incurred by a veteran through exposure to 451
chemical defoliants or herbicides or other causative agents, 452
including agent orange, accrues upon the date on which the 453
plaintiff is informed by competent medical authority that the 454
plaintiff has an injury that is related to the exposure, or upon 455
the date on which by the exercise of reasonable diligence the 456
plaintiff should have known that the plaintiff has an injury that 457
is related to the exposure, whichever date occurs first. 458

(4) For purposes of division (A) of this section, a cause of 459
action for bodily injury caused by exposure to diethylstilbestrol 460
or other nonsteroidal synthetic estrogens, including exposure 461
before birth, accrues upon the date on which the plaintiff is 462
informed by competent medical authority that the plaintiff has an 463
injury that is related to the exposure, or upon the date on which 464
by the exercise of reasonable diligence the plaintiff should have 465
known that the plaintiff has an injury that is related to the 466
exposure, whichever date occurs first. 467

(5) For purposes of division (A) of this section, a cause of 468
action for bodily injury caused by exposure to asbestos accrues 469
upon the date on which the plaintiff is informed by competent 470
medical authority that the plaintiff has an injury that is related 471
to the exposure, or upon the date on which by the exercise of 472
reasonable diligence the plaintiff should have known that the 473
plaintiff has an injury that is related to the exposure, whichever 474
date occurs first. 475

(C)(1) Except as otherwise provided in divisions (C)(2), (3), 476
(4), (5), (6), and (7) of this section or in section 2305.19 of 477
the Revised Code, no cause of action based on a product liability 478
claim shall accrue against the manufacturer or supplier of a 479

product later than ten years from the date that the product was 480
delivered to its first purchaser or first lessee who was not 481
engaged in a business in which the product was used as a component 482
in the production, construction, creation, assembly, or rebuilding 483
of another product. 484

(2) Division (C)(1) of this section does not apply if the 485
manufacturer or supplier of a product engaged in fraud in regard 486
to information about the product and the fraud contributed to the 487
harm that is alleged in a product liability claim involving that 488
product. 489

(3) Division (C)(1) of this section does not bar an action 490
based on a product liability claim against a manufacturer or 491
supplier of a product who made an express, written warranty as to 492
the safety of the product that was for a period longer than ten 493
years and that, at the time of the accrual of the cause of action, 494
has not expired in accordance with the terms of that warranty. 495

(4) If the cause of action relative to a product liability 496
claim accrues during the ten-year period described in division 497
(C)(1) of this section but less than two years prior to the 498
expiration of that period, an action based on the product 499
liability claim may be commenced within two years after the cause 500
of action accrues. 501

(5) If a cause of action relative to a product liability 502
claim accrues during the ten-year period described in division 503
(C)(1) of this section and the claimant cannot commence an action 504
during that period due to a disability described in section 505
2305.16 of the Revised Code, an action based on the product 506
liability claim may be commenced within two years after the 507
disability is removed. 508

(6) Division (C)(1) of this section does not bar an action 509
for bodily injury caused by exposure to asbestos if the cause of 510

action that is the basis of the action accrues upon the date on 511
which the plaintiff is informed by competent medical authority 512
that the plaintiff has an injury that is related to the exposure, 513
or upon the date on which by the exercise of reasonable diligence 514
the plaintiff should have known that the plaintiff has an injury 515
that is related to the exposure, whichever date occurs first. 516

(7)(a) Division (C)(1) of this section does not bar an action 517
based on a product liability claim against a manufacturer or 518
supplier of a product if all of the following apply: 519

(i) The action is for bodily injury. 520

(ii) The product involved is a substance or device described 521
in division (B)(1), (2), (3), or (4) of this section. 522

(iii) The bodily injury results from exposure to the product 523
during the ten-year period described in division (C)(1) of this 524
section. 525

(b) If division (C)(7)(a) of this section applies regarding 526
an action, the cause of action accrues upon the date on which the 527
claimant is informed by competent medical authority that the 528
bodily injury was related to the exposure to the product, or upon 529
the date on which by the exercise of reasonable diligence the 530
claimant should have known that the bodily injury was related to 531
the exposure to the product, whichever date occurs first. The 532
action based on the product liability claim shall be commenced 533
within two years after the cause of action accrues and shall not 534
be commenced more than two years after the cause of action 535
accrues. 536

(D) This section does not create a new cause of action or 537
substantive legal right against any person involving a product 538
liability claim. 539

(E) An action brought by a victim of childhood sexual abuse 540
asserting any claim resulting from childhood sexual abuse, as 541

defined in section 2305.111 of the Revised Code, shall be brought 542
as provided in division (C) of that section. 543

(F) As used in this section: 544

(1) "~~Agent orange,~~" "~~causative agent,~~" and "~~veteran~~" have 545
Veteran" has the same ~~meanings~~ meaning as in section 5903.21 of 546
the Revised Code. 547

(2) "Ethical drug," "ethical medical device," "manufacturer," 548
"product," "product liability claim," and "supplier" have the same 549
meanings as in section 2307.71 of the Revised Code. 550

(3) "Harm" means injury, death, or loss to person or 551
property. 552

(G) This section shall be considered to be purely remedial in 553
operation and shall be applied in a remedial manner in any civil 554
action commenced on or after April 7, 2005, in which this section 555
is relevant, regardless of when the cause of action accrued and 556
notwithstanding any other section of the Revised Code or prior 557
rule of law of this state, but shall not be construed to apply to 558
any civil action pending prior to April 7, 2005. 559

Sec. 4743.04. (A) The renewal of a license or other 560
authorization to practice a trade or profession issued under Title 561
XLVII of the Revised Code is subject to the provisions of section 562
5903.10 of the Revised Code relating to service in the armed 563
forces of the United States or a reserve component of the armed 564
forces of the United States, including the Ohio national guard or 565
the national guard of any other state. 566

(B) Continuing education requirements applicable to the 567
licensees under Title XLVII of the Revised Code are subject to the 568
provisions of section 5903.12 of the Revised Code relating to 569
active duty military service. 570

(C) A department, agency, or office of this state or of any 571

political subdivision of this state that issues a license or 572
certificate to practice a trade or profession may, pursuant to 573
rules adopted by the department, agency, or office, issue a 574
temporary license or certificate to practice the trade or 575
profession to a person whose spouse is on active military duty in 576
this state. 577

(D) The issuance of a license or other authorization to 578
practice a trade or profession issued under Title XLVII of the 579
Revised Code is subject to the provisions of section 5903.03 of 580
the Revised Code relating to service in the armed forces of the 581
United States or a reserve component of the armed forces of the 582
United States, including the Ohio national guard or the national 583
guard of any other state. 584

(E) The issuance of a license or other authorization to 585
practice a trade or profession issued under Title XLVII of the 586
Revised Code is subject to sections 5903.21 to 5903.25 of the 587
Revised Code relating to the veterans fee waiver program. 588

Sec. 5903.21. As used in sections 5902.21 to 5903.25 of the 589
Revised Code: 590

"Armed forces" means the armed forces of the United States, 591
including the army, navy, air force, marine corps, coast guard, or 592
any reserve components of those forces; the national guard of any 593
state; the commissioned corps of the United States public health 594
service; the merchant marine service during wartime; such other 595
service as may be designated by congress; or the Ohio organized 596
militia when engaged in full-time national guard duty for a period 597
of more than thirty days. 598

"Document" means articles of incorporation of a domestic 599
corporation, including designation of agent; articles of 600
organization of a limited liability company; a registration 601
application to become a domestic limited liability partnership; a 602

certificate of limited partnership; an application for the 603
exclusive right to use a name; an application to reserve a name 604
for future use; and a trade name or fictitious name registration 605
or report. 606

"License" means a license, certificate, permit, or other 607
authorization issued or conferred by a licensing agency under 608
which a recipient may operate a business within a profession or 609
occupation. 610

"Licensing agency" means any state department, division, 611
board, commission, agency, or other state governmental unit 612
authorized by the Revised Code to issue a license. 613

"Merchant marine" includes the United States army transport 614
service and the United States naval transport service. 615

"Veteran" means any person who has completed service in the 616
armed forces, including the national guard of any state, or a 617
reserve component of the armed forces, who has been discharged 618
under honorable conditions from the armed forces or who has been 619
transferred to the reserve with evidence of satisfactory service. 620

Sec. 5903.22. The department of veterans services shall 621
establish and maintain the veterans fee waiver program. 622

As a function of the program, the department shall, upon 623
receiving a request for verification from the secretary of state 624
or a licensing agency, verify for the secretary of state or 625
licensing agency whether or not an individual who claims a fee 626
waiver is eligible to receive the fee waiver. The department shall 627
respond to a request for verification within thirty days after 628
receiving the request. 629

Sec. 5903.23. To be eligible to receive a fee waiver under 630
the veterans fee waiver program, an individual shall satisfy all 631
of the following conditions that apply to the individual: 632

(A) The individual is a resident of the state; 633

(B) The individual is a veteran and provides documentation to 634
the secretary of state or licensing agency indicating the 635
individual is a veteran; 636

(C) The individual has not received previously a fee waiver 637
under the program; 638

(D) If applying for a license, the individual is applying for 639
an initial license; and 640

(E) If applying for a license, the individual is an owner of 641
a business and is applying for a license to operate that business. 642

Sec. 5903.24. (A) The secretary of state shall prescribe a 643
form on which an individual who is charged a fee under division 644
(A), (F), (G), or (S) of section 111.16 of the Revised Code may 645
claim a fee waiver under the veterans fee waiver program. Upon 646
receiving a form claiming eligibility for a fee waiver, the 647
secretary of state shall request the department to verify whether 648
the individual is eligible for a fee waiver under the program. The 649
secretary of state shall provide to the department the 650
documentation provided by the individual that indicates the 651
individual is a veteran. 652

If the department verifies the individual is eligible for a 653
fee waiver, the secretary of state shall waive the fee for the 654
document. The amount waived by the secretary of state under this 655
section may not exceed one hundred twenty-five dollars. 656

(B) A licensing agency shall provide, on its license 657
application or applications, an opportunity for an individual to 658
claim the individual is eligible to receive a fee waiver under the 659
veterans fee waiver program. 660

After receiving an application that includes a claim of 661
eligibility for a fee waiver, the licensing agency shall request 662

the department of veterans services to verify whether the 663
applicant is eligible for a fee waiver under the program. The 664
licensing agency shall provide to the department the documentation 665
provided by the individual that indicates the individual is a 666
veteran. 667

If the department verifies the applicant is eligible for a 668
fee waiver, the licensing agency shall waive the fee for the 669
license. 670

Sec. 5903.25. The department of veterans services shall 671
provide information on its web site about the veterans fee waiver 672
program. The web site shall include a list of the licenses and 673
documents for which a fee waiver may be used and shall state which 674
licensing agency to contact to receive a fee waiver for a license, 675
or, in the case of a document, shall direct the user to the 676
secretary of state. 677

Each licensing agency shall provide information on its web 678
site about the veterans fee waiver program and shall include a 679
list of the licenses the licensing agency issues that are eligible 680
for a fee waiver under the program. 681

The secretary of state shall provide information on its web 682
site about the veterans fee waiver program and shall include a 683
list of documents for which a fee waiver may be used under the 684
program. 685

Section 2. That existing sections 111.16, 111.17, 1703.31, 686
1729.12, 1746.06, 1782.63, 2305.10, and 4743.04 of the Revised 687
Code are hereby repealed. 688