



Wendy H. Gridley

Conference Committee Synopsis

Legislative Service Commission

Am. Sub. H.B. 162

126th General Assembly

The Conference Committee recommends the bill as passed by the Senate with the following changes:

Topic	House Version	Senate Version ¹	Conference Committee Recommendation
Ohio Ethics Law	No provision.	Provides that the members of the judicial advisory board and the facility governing board of a CBCF or DCBCF are to be considered public officials or employees for purposes of the Ohio Ethics Law and to be considered public officials or public servants for purposes of provisions of law dealing with conflicts of interest (R.C. 2301.51(A)(6)).	Retains the provisions of the Senate Version but clarifies that each officer or board member of a nonprofit or private entity who serves <i>solely</i> as an officer or board member and who does <i>not serve</i> the CBCF or DCBCF <i>as director or in a substantially equivalent capacity</i> to director is not required to file a financial disclosure statement with the Ohio Ethics Commission (R.C. 2301.55(A)(2)(d)).

¹ As used in this document, "CBCF" means a community-based correctional facility and program, and "DCBCF" means a district community-based correctional facility and program.

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		<p>Gives similar consideration to the director and employees of a CBCF or DCBCF appointed by its facility governing board, to any individual serving as director or in a substantially equivalent capacity to director under a contract between a nonprofit or private entity and a facility governing board entered into under the bill (but only in connection with the performance of director duties under the contract), to each trustee or member of the facility governing board, and to each <i>officer or board member</i> of such a nonprofit or private entity (but only in connection with the performance of officer or board member duties under the contract). Specifies that these individuals are within the Ohio Ethics Commission's authority. (R.C. 2301.55(A)(2).)</p>	
Collective bargaining	No provision.	No provision.	Adds to the list of persons exempted from the definition of "public employee" for purposes of the Collective Bargaining Law employees of a CBCF and



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			<p>DCBCF created under the bill who are not subject to a collective bargaining agreement on June 1, 2005; states that this preserves the nonexempt collective bargaining status of employees of CBCFs and DCBCFs who are covered by a collective bargaining agreement existing on June 1, 2005 and specifies that these employees maintain their nonexempt status beyond the termination date of the existing collective bargaining agreement; and states that all employees who are not covered by a collective bargaining agreement on June 1, 2005, will be exempt from collective bargaining rights under the Collective Bargaining Law (<i>R.C. 4117.01(C)(18) and Section 4 of the bill</i>).</p>

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