

As Passed by the House

122nd General Assembly
Regular Session
1997-1998

H. B. No. 140

Representatives Cates, Garcia, Gardner, Krebs, Metzger, Harris, Padgett,
Terwilleger, Reid, Jacobson, Hood, Haines, Ford, Kasputis, Metelsky,
Williams, Carey, Myers, Lewis, Perz, Sawyer, Olman, Boyd, Buchy, Corbin,
Lucas, Brady, Wachtmann, Stapleton, Schuler

A B I L L

To amend section 3.15 of the Revised Code to require 1
that a person who is elected by members of a 2
caucus of the General Assembly to fill a vacancy 3
in the Senate or House of Representatives must 4
have resided, for at least one year prior to the 5
election by those members, in the district the 6
person will represent. 7

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

Section 1. That section 3.15 of the Revised Code be amended 8
to read as follows: 9

Sec. 3.15. (A) Except as otherwise provided in division 10
(B)(C) of this section, at all times during ~~his~~ one's term of 11
office: 12

(1) Each member of the general assembly and each elected 13
voting member of the state board of education shall be a resident 14
of the district ~~he~~ the member represents. 15

(2) Each judge and each elected officer of a court shall be a 16
resident of the territory of that court. 17

(3) Each person holding an elective office of a political subdivision shall be a resident of that political subdivision.

(4) Each member of a municipal legislative authority who represents a ward shall be a resident of the ward ~~he~~ the member represents, and each member of a board of education of a city school district who represents a subdistrict shall be a resident of the subdistrict ~~he~~ the member represents.

(B) Any person who is elected by members of a caucus of the general assembly to fill a vacancy in the senate or house of representatives under Ohio Constitution, Article II, Section 11 shall have been a resident, for at least one year immediately prior to the election by those members, of the district the person is elected to represent, unless the person has been absent on the public business of the United States or of this state. As used in this division, "caucus" has the same meaning as in section 3517.01 Of the Revised Code.

(C) Any person who fails to meet any of the requirements of division (A) or (B) of this section that apply to ~~him~~ the person shall forfeit ~~his~~ the office. Division (A) of this section applies to persons who have been either elected or appointed to an elective office. Division (A) of this section does not apply to a member of the general assembly or the state board of education, to a member of a municipal legislative authority who represents a ward, or to a member of a board of education of a city school district who represents a subdistrict, during the remainder of ~~his~~ the member's existing term of office after there is a change in ~~his~~ the member's district's, ward's, or subdistrict's boundaries that leaves ~~his~~ the member's permanent residence outside the district, ward, or subdistrict.

Section 2. That existing section 3.15 of the Revised Code is hereby repealed.