

**As Passed by the Senate**

**124th General Assembly  
Regular Session  
2001-2002**

**Sub. H. B. No. 74**

**REPRESENTATIVES Williams, Carey, Core, Jones, Hoops, D. Miller, Calvert,  
Buehrer, Evans, Womer Benjamin, Barrett, Grendell, Allen, Wilson, R. Miller,  
Oakar, Schmidt, Cirelli, Perry, Coates, Flannery, Schaffer, Beatty  
SENATOR Nein**

---

**A B I L L**

To amend section 101.82 of the Revised Code to exempt 1  
the Industrial Commission from the list of agencies 2  
reviewed by the Sunset Review Committee and to make 3  
appropriations for the Industrial Commission for 4  
the biennium beginning July 1, 2001, and ending 5  
June 30, 2003. 6

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

**Section 1.** That section 101.82 of the Revised Code be amended 7  
to read as follows: 8

**Sec. 101.82.** As used in sections 101.82 to 101.87 of the 9  
Revised Code: 10

(A) "Agency" means any board, commission, committee, or 11  
council, or any other similar state public body required to be 12  
established pursuant to state statutes for the exercise of any 13  
function of state government and to which members are appointed or 14  
elected. "Agency" does not include: 15

(1) The general assembly, or any commission, committee, or 16  
other body composed entirely of members thereof; 17

|  |                      |
|--|----------------------|
| (2) Any court;   | 18                   |
| (3) Any public body created by or directly pursuant to the constitution of this state;   | 19<br>20             |
| (4) The board of trustees of any institution of higher education financially supported in whole or in part by the state;   | 21<br>22             |
| (5) Any public body that has the authority to issue bonds or notes or that has issued bonds or notes that have not been fully repaid;  | 23<br>24<br>25       |
| (6) The public utilities commission of Ohio;   | 26                   |
| (7) The consumers' council governing board;  | 27                   |
| (8) The Ohio board of regents;   | 28                   |
| (9) Any state board or commission that has the authority to issue any final adjudicatory order that may be appealed to the court of common pleas under Chapter 119. of the Revised Code;                               | 29<br>30<br>31       |
| (10) Any board of elections;   | 32                   |
| (11) The board of directors of the Ohio insurance guaranty association and the board of governors of the Ohio fair plan underwriting association;  | 33<br>34<br>35       |
| (12) The Ohio public employees deferred compensation board;  | 36                   |
| (13) The Ohio retirement study council;  | 37                   |
| (14) The board of trustees of the Ohio police and fire pension fund, public employees retirement board, school employees retirement board, state highway patrol retirement board, and state teachers retirement board; | 38<br>39<br>40<br>41 |
| <u>(15) The industrial commission.</u>   | 42                   |
| (B) "Abolish" means to repeal the statutes creating and empowering an agency, remove its personnel, and transfer its records to the department of administrative services pursuant to                                  | 43<br>44<br>45       |

division (H) of section 149.331 of the Revised Code. 46

(C) "Terminate" means to amend or repeal the statutes 47  
 creating and empowering an agency, remove its personnel, and 48  
 reassign its functions and records to another agency or officer 49  
 designated by the general assembly. 50

(D) "Transfer" means to amend the statutes creating and 51  
 empowering an agency so that its functions, records, and personnel 52  
 are conveyed to another agency or officer. 53

(E) "Renew" means to continue an agency, and may include 54  
 amendment of the statutes creating and empowering the agency, or 55  
 recommendations for changes in agency operation or personnel. 56

**Section 2.** That existing section 101.82 of the Revised Code 57  
 is hereby repealed. 58

**Section 3.** All items in this section are appropriated out of 59  
 any moneys in the state treasury to the credit of the designated 60  
 fund. For all appropriations made in this section, those in the 61  
 first column are for fiscal year 2002, and those in the second 62  
 column are for fiscal year 2003. 63

OIC INDUSTRIAL COMMISSION 64

| FND ALI     | ALI TITLE                        |    | FY 2002    |    | FY 2003    |    |
|-------------|----------------------------------|----|------------|----|------------|----|
|             | Workers' Compensation Fund Group |    |            |    |            | 66 |
| 023 845-321 | Operating Expenses               | \$ | 48,397,439 | \$ | 51,055,568 | 67 |
| 023 845-402 | Rent - William Green             | \$ | 5,165,116  | \$ | 5,331,698  | 68 |
|             | Building                         |    |            |    |            |    |
| 023 845-410 | Attorney General                 | \$ | 3,264,855  | \$ | 3,454,984  | 69 |
|             | Payments                         |    |            |    |            |    |
| 821 845-605 | Service Account                  | \$ | 153,300    | \$ | 157,133    | 70 |
|             | TOTAL WCF Workers' Compensation  |    |            |    |            | 71 |
|             | Fund Group                       | \$ | 56,980,710 | \$ | 59,999,383 | 72 |
|             | TOTAL ALL BUDGET FUND GROUPS     | \$ | 56,980,710 | \$ | 59,999,383 | 73 |

RENT - WILLIAM GREEN BUILDING 74

The foregoing appropriation item 845-402, Rent - William 75  
Green Building, shall be used for rent and operating expenses for 76  
the space occupied by the Industrial Commission in the William 77  
Green Building. 78

SERVICE ACCOUNT 79

The foregoing appropriation item 845-605, Service Account, 80  
shall be used for any expense related to revenues collected and 81  
deposited in Fund 821, such as coin copier expense, coin changer 82  
purchases, expenses related to conferences that produce revenue, 83  
publications that produce revenue, and replacement of furniture 84  
and equipment. 85

**Section 4. LAW GENERALLY APPLICABLE TO APPROPRIATIONS** 86

Law contained in the main operating appropriations act of the 87  
124th General Assembly that applies generally to the 88  
appropriations made in that act also applies generally to the 89  
appropriations made in this act. 90

**Section 5.** Section 101.82 of the Revised Code as amended by 91  
this act is subject to the referendum. Therefore, under Ohio 92  
Constitution, Article II, Section 1c and section 1.471 of the 93  
Revised Code, the section as amended takes effect on the 94  
ninety-first day after this act is filed with the Secretary of 95  
State. If, however, a referendum petition is filed against the 96  
section as amended, the section as amended, unless rejected at the 97  
referendum, takes effect at the earliest time permitted by law. 98

**Section 6.** The uncodified sections of law contained in this 99  
act, and the items of law of which the uncodified sections of law 100  
contained in this act are composed, are not subject to the 101  
referendum. Therefore, under Ohio Constitution, Article II, 102

Section 1d and section 1.471 of the Revised Code, the uncodified 103  
sections of law contained in this act, and the items of law of 104  
which the uncodified sections of law contained in this act are 105  
composed, go into immediate effect when this act becomes law. 106

**Section 7.** An item that composes the whole or part of an 107  
uncodified section contained in this act has no effect after June 108  
30, 2003, unless its context clearly indicates otherwise. 109

**Section 8.** If any item of law that constitutes the whole or 110  
part of a codified or uncodified section of law contained in this 111  
act, or if any application of any item of law that constitutes the 112  
whole or part of a codified or uncodified section of law contained 113  
in this act, is held invalid, the invalidity does not affect other 114  
items of law or applications of items of law that can be given 115  
effect without the invalid item of law or application. To this 116  
end, the items of law of which the codified and uncodified 117  
sections of law contained in this act are composed, and their 118  
applications, are independent and severable. 119