

As Introduced

**134th General Assembly
Regular Session
2021-2022**

S. B. No. 328

Senator Hackett

A BILL

To amend section 1901.08 of the Revised Code to add 1
one judge to the Fairborn Municipal Court. 2

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

Section 1. That section 1901.08 of the Revised Code be 3
amended to read as follows: 4

Sec. 1901.08. The number of, and the time for election of, 5
judges of the following municipal courts and the beginning of 6
their terms shall be as follows: 7

In the Akron municipal court, two full-time judges shall 8
be elected in 1951, two full-time judges shall be elected in 9
1953, one full-time judge shall be elected in 1967, and one 10
full-time judge shall be elected in 1975. 11

In the Alliance municipal court, one full-time judge shall 12
be elected in 1953. 13

In the Ashland municipal court, one full-time judge shall 14
be elected in 1951. 15

In the Ashtabula municipal court, one full-time judge 16
shall be elected in 1953. 17

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| In the Athens county municipal court, one full-time judge shall be elected in 1967. | 18 19 |
| In the Auglaize county municipal court, one full-time judge shall be elected in 1975. | 20 21 |
| In the Avon Lake municipal court, one full-time judge shall be elected in 2017. On and after September 15, 2014, the part-time judge of the Avon Lake municipal court who was elected in 2011 shall serve as a full-time judge of the court until the end of that judge's term on December 31, 2017. | 22 23 24 25 26 |
| In the Barberton municipal court, one full-time judge shall be elected in 1969, and one full-time judge shall be elected in 1971. | 27 28 29 |
| In the Bedford municipal court, one full-time judge shall be elected in 1975, and one full-time judge shall be elected in 1979. | 30 31 32 |
| In the Bellefontaine municipal court, one full-time judge shall be elected in 1993. | 33 34 |
| In the Bellevue municipal court, one part-time judge shall be elected in 1951. | 35 36 |
| In the Berea municipal court, one full-time judge shall be elected in 2005. | 37 38 |
| In the Bowling Green municipal court, one full-time judge shall be elected in 1983. | 39 40 |
| In the Brown county municipal court, one full-time judge shall be elected in 2005. Beginning February 9, 2003, the part-time judge of the Brown county county court that existed prior to that date whose term commenced on January 2, 2001, shall serve as the full-time judge of the Brown county municipal court | 41 42 43 44 45 |

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| until December 31, 2005. | 46 |
| In the Bryan municipal court, one full-time judge shall be elected in 1965. | 47 48 |
| In the Cambridge municipal court, one full-time judge shall be elected in 1951. | 49 50 |
| In the Campbell municipal court, one part-time judge shall be elected in 1963. | 51 52 |
| In the Canton municipal court, one full-time judge shall be elected in 1951, one full-time judge shall be elected in 1969, and two full-time judges shall be elected in 1977. | 53 54 55 |
| In the Carroll county municipal court, one full-time judge shall be elected in 2009. Beginning January 1, 2007, the judge elected in 2006 to the part-time judgeship of the Carroll county court that existed prior to that date shall serve as the full-time judge of the Carroll county municipal court until December 31, 2009. | 56 57 58 59 60 61 |
| In the Celina municipal court, one full-time judge shall be elected in 1957. | 62 63 |
| In the Champaign county municipal court, one full-time judge shall be elected in 2001. | 64 65 |
| In the Chardon municipal court, one full-time judge shall be elected in 1963. | 66 67 |
| In the Chillicothe municipal court, one full-time judge shall be elected in 1951, and one full-time judge shall be elected in 1977. | 68 69 70 |
| In the Circleville municipal court, one full-time judge shall be elected in 1953. | 71 72 |

In the Clark county municipal court, one full-time judge 73
shall be elected in 1989, and two full-time judges shall be 74
elected in 1991. The full-time judges of the Springfield 75
municipal court who were elected in 1983 and 1985 shall serve as 76
the judges of the Clark county municipal court from January 1, 77
1988, until the end of their respective terms. 78

In the Clermont county municipal court, two full-time 79
judges shall be elected in 1991, and one full-time judge shall 80
be elected in 1999. 81

In the Cleveland municipal court, six full-time judges 82
shall be elected in 1975, three full-time judges shall be 83
elected in 1953, and four full-time judges shall be elected in 84
1955. 85

In the Cleveland Heights municipal court, one full-time 86
judge shall be elected in 1957. 87

In the Clinton county municipal court, one full-time judge 88
shall be elected in 1997. The full-time judge of the Wilmington 89
municipal court who was elected in 1991 shall serve as the judge 90
of the Clinton county municipal court from July 1, 1992, until 91
the end of that judge's term on December 31, 1997. 92

In the Columbiana county municipal court, two full-time 93
judges shall be elected in 2001. 94

In the Conneaut municipal court, one full-time judge shall 95
be elected in 1953. 96

In the Coshocton municipal court, one full-time judge 97
shall be elected in 1951. 98

In the Crawford county municipal court, one full-time 99
judge shall be elected in 1977. 100

In the Cuyahoga Falls municipal court, one full-time judge shall be elected in 1953, and one full-time judge shall be elected in 1967. Effective December 31, 2008, the Cuyahoga Falls municipal court shall cease to exist; however, the judges of the Cuyahoga Falls municipal court who were elected pursuant to this section in 2003 and 2007 for terms beginning on January 1, 2004, and January 1, 2008, respectively, shall serve as full-time judges of the Stow municipal court until December 31, 2009, and December 31, 2013, respectively.

In the Darke county municipal court, one full-time judge shall be elected in 2005. Beginning January 1, 2005, the part-time judge of the Darke county county court that existed prior to that date whose term began on January 1, 2001, shall serve as the full-time judge of the Darke county municipal court until December 31, 2005.

In the Dayton municipal court, three full-time judges shall be elected in 1987, their terms to commence on successive days beginning on the first day of January next after their election, and two full-time judges shall be elected in 1955, their terms to commence on successive days beginning on the second day of January next after their election.

In the Defiance municipal court, one full-time judge shall be elected in 1957.

In the Delaware municipal court, one full-time judge shall be elected in 1953, and one full-time judge shall be elected in 2007.

In the East Cleveland municipal court, one full-time judge shall be elected in 1957.

In the East Liverpool municipal court, one full-time judge

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| shall be elected in 1953. | 130 |
| In the Eaton municipal court, one full-time judge shall be elected in 1973. | 131 132 |
| In the Elyria municipal court, one full-time judge shall be elected in 1955, and one full-time judge shall be elected in 1973. | 133 134 135 |
| In the Erie county municipal court, one full-time judge shall be elected in 2007. | 136 137 |
| In the Euclid municipal court, one full-time judge shall be elected in 1951. | 138 139 |
| In the Fairborn municipal court, one full-time judge shall be elected in 1977, <u>and one full-time judge shall be elected in 2023.</u> | 140 141 142 |
| In the Fairfield county municipal court, one full-time judge shall be elected in 2003, and one full-time judge shall be elected in 2005. | 143 144 145 |
| In the Fairfield municipal court, one full-time judge shall be elected in 1989. | 146 147 |
| In the Findlay municipal court, one full-time judge shall be elected in 1955, and one full-time judge shall be elected in 1993. | 148 149 150 |
| In the Franklin municipal court, one part-time judge shall be elected in 1951. | 151 152 |
| In the Franklin county municipal court, two full-time judges shall be elected in 1969, three full-time judges shall be elected in 1971, seven full-time judges shall be elected in 1967, one full-time judge shall be elected in 1975, one full- | 153 154 155 156 |

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| time judge shall be elected in 1991, and one full-time judge | 157 |
| shall be elected in 1997. | 158 |
| In the Fremont municipal court, one full-time judge shall | 159 |
| be elected in 1975. | 160 |
| In the Gallipolis municipal court, one full-time judge | 161 |
| shall be elected in 1981. | 162 |
| In the Garfield Heights municipal court, one full-time | 163 |
| judge shall be elected in 1951, and one full-time judge shall be | 164 |
| elected in 1981. | 165 |
| In the Girard municipal court, one full-time judge shall | 166 |
| be elected in 1963. | 167 |
| In the Hamilton municipal court, one full-time judge shall | 168 |
| be elected in 1953. | 169 |
| In the Hamilton county municipal court, five full-time | 170 |
| judges shall be elected in 1967, five full-time judges shall be | 171 |
| elected in 1971, two full-time judges shall be elected in 1981, | 172 |
| and two full-time judges shall be elected in 1983. All terms of | 173 |
| judges of the Hamilton county municipal court shall commence on | 174 |
| the first day of January next after their election, except that | 175 |
| the terms of the additional judges to be elected in 1981 shall | 176 |
| commence on January 2, 1982, and January 3, 1982, and that the | 177 |
| terms of the additional judges to be elected in 1983 shall | 178 |
| commence on January 4, 1984, and January 5, 1984. | 179 |
| In the Hardin county municipal court, one part-time judge | 180 |
| shall be elected in 1989. | 181 |
| In the Hillsboro municipal court, one full-time judge | 182 |
| shall be elected in 2011. On and after December 30, 2008, the | 183 |
| part-time judge of the Hillsboro municipal court who was elected | 184 |

in 2005 shall serve as a full-time judge of the court until the 185
end of that judge's term on December 31, 2011. 186

In the Hocking county municipal court, one full-time judge 187
shall be elected in 1977. 188

In the Holmes county municipal court, one full-time judge 189
shall be elected in 2007. Beginning January 1, 2007, the part- 190
time judge of the Holmes county county court that existed prior 191
to that date whose term commenced on January 1, 2007, shall 192
serve as the full-time judge of the Holmes county municipal 193
court until December 31, 2007. 194

In the Huron municipal court, one part-time judge shall be 195
elected in 1967. 196

In the Ironton municipal court, one full-time judge shall 197
be elected in 1951. 198

In the Jackson county municipal court, one full-time judge 199
shall be elected in 2001. On and after March 31, 1997, the part- 200
time judge of the Jackson county municipal court who was elected 201
in 1995 shall serve as a full-time judge of the court until the 202
end of that judge's term on December 31, 2001. 203

In the Kettering municipal court, one full-time judge 204
shall be elected in 1971, and one full-time judge shall be 205
elected in 1975. 206

In the Lakewood municipal court, one full-time judge shall 207
be elected in 1955. 208

In the Lancaster municipal court, one full-time judge 209
shall be elected in 1951, and one full-time judge shall be 210
elected in 1979. Beginning January 2, 2000, the full-time judges 211
of the Lancaster municipal court who were elected in 1997 and 212

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| 1999 shall serve as judges of the Fairfield county municipal court until the end of those judges' terms. | 213 214 |
| In the Lawrence county municipal court, one part-time judge shall be elected in 1981. | 215 216 |
| In the Lebanon municipal court, one part-time judge shall be elected in 1955. | 217 218 |
| In the Licking county municipal court, one full-time judge shall be elected in 1951, and one full-time judge shall be elected in 1971. | 219 220 221 |
| In the Lima municipal court, one full-time judge shall be elected in 1951, and one full-time judge shall be elected in 1967. | 222 223 224 |
| In the Lorain municipal court, one full-time judge shall be elected in 1953, and one full-time judge shall be elected in 1973. | 225 226 227 |
| In the Lyndhurst municipal court, one full-time judge shall be elected in 1957. | 228 229 |
| In the Madison county municipal court, one full-time judge shall be elected in 1981. | 230 231 |
| In the Mansfield municipal court, one full-time judge shall be elected in 1951, and one full-time judge shall be elected in 1969. | 232 233 234 |
| In the Marietta municipal court, one full-time judge shall be elected in 1957. | 235 236 |
| In the Marion municipal court, one full-time judge shall be elected in 1951. | 237 238 |
| In the Marysville municipal court, one full-time judge | 239 |

shall be elected in 2011. On and after January 18, 2007, the 240
part-time judge of the Marysville municipal court who was 241
elected in 2005 shall serve as a full-time judge of the court 242
until the end of that judge's term on December 31, 2011. 243

In the Mason municipal court, one part-time judge shall be 244
elected in 1965. 245

In the Massillon municipal court, one full-time judge 246
shall be elected in 1953, and one full-time judge shall be 247
elected in 1971. 248

In the Maumee municipal court, one full-time judge shall 249
be elected in 1963. 250

In the Medina municipal court, one full-time judge shall 251
be elected in 1957. 252

In the Mentor municipal court, one full-time judge shall 253
be elected in 1971. 254

In the Miami county municipal court, one full-time judge 255
shall be elected in 1975, and one full-time judge shall be 256
elected in 1979. 257

In the Miamisburg municipal court, one full-time judge 258
shall be elected in 1951. 259

In the Middletown municipal court, one full-time judge 260
shall be elected in 1953. 261

In the Montgomery county municipal court: 262

One judge shall be elected in 2011 to a part-time 263
judgeship for a term to begin on January 1, 2012. If any one of 264
the other judgeships of the court becomes vacant and is 265
abolished after July 1, 2010, this judgeship shall become a 266

full-time judgeship on that date. If only one other judgeship of 267
the court becomes vacant and is abolished as of December 31, 268
2021, this judgeship shall be abolished as of that date. 269
Beginning July 1, 2010, the part-time judge of the Montgomery 270
county county court that existed before that date whose term 271
commenced on January 1, 2005, shall serve as a part-time judge 272
of the Montgomery county municipal court until December 31, 273
2011. 274

One judge shall be elected in 2011 to a full-time 275
judgeship for a term to begin on January 2, 2012, and this 276
judgeship shall be abolished on January 1, 2016. Beginning July 277
1, 2010, the part-time judge of the Montgomery county county 278
court that existed before that date whose term commenced on 279
January 2, 2005, shall serve as a full-time judge of the 280
Montgomery county municipal court until January 1, 2012. 281

One judge shall be elected in 2013 to a full-time 282
judgeship for a term to begin on January 2, 2014. Beginning July 283
1, 2010, the part-time judge of the Montgomery county county 284
court that existed before that date whose term commenced on 285
January 2, 2007, shall serve as a full-time judge of the 286
Montgomery county municipal court until January 1, 2014. 287

One judge shall be elected in 2013 to a judgeship for a 288
term to begin on January 1, 2014. If no other judgeship of the 289
court becomes vacant and is abolished by January 1, 2014, this 290
judgeship shall be a part-time judgeship. When one or more of 291
the other judgeships of the court becomes vacant and is 292
abolished after July 1, 2010, this judgeship shall become a 293
full-time judgeship. Beginning July 1, 2010, the part-time judge 294
of the Montgomery county county court that existed before that 295
date whose term commenced on January 1, 2007, shall serve as 296

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| this judge of the Montgomery county municipal court until | 297 |
| December 31, 2013. | 298 |
| If any one of the judgeships of the court becomes vacant | 299 |
| before December 31, 2021, that judgeship is abolished on the | 300 |
| date that it becomes vacant, and the other judges of the court | 301 |
| shall be or serve as full-time judges. The abolishment of | 302 |
| judgeships for the Montgomery county municipal court shall cease | 303 |
| when the court has two full-time judgeships. | 304 |
| In the Morrow county municipal court, one full-time judge | 305 |
| shall be elected in 2005. Beginning January 1, 2003, the part- | 306 |
| time judge of the Morrow county county court that existed prior | 307 |
| to that date shall serve as the full-time judge of the Morrow | 308 |
| county municipal court until December 31, 2005. | 309 |
| In the Mount Vernon municipal court, one full-time judge | 310 |
| shall be elected in 1951. | 311 |
| In the Napoleon municipal court, one full-time judge shall | 312 |
| be elected in 2005. | 313 |
| In the New Philadelphia municipal court, one full-time | 314 |
| judge shall be elected in 1975. | 315 |
| In the Newton Falls municipal court, one full-time judge | 316 |
| shall be elected in 1963. | 317 |
| In the Niles municipal court, one full-time judge shall be | 318 |
| elected in 1951. | 319 |
| In the Norwalk municipal court, one full-time judge shall | 320 |
| be elected in 1975. | 321 |
| In the Oakwood municipal court, one part-time judge shall | 322 |
| be elected in 1953. | 323 |

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| In the Oberlin municipal court, one full-time judge shall | 324 |
| be elected in 1989. | 325 |
| In the Oregon municipal court, one full-time judge shall | 326 |
| be elected in 1963. | 327 |
| In the Ottawa county municipal court, one full-time judge | 328 |
| shall be elected in 1995, and the full-time judge of the Port | 329 |
| Clinton municipal court who is elected in 1989 shall serve as | 330 |
| the judge of the Ottawa county municipal court from February 4, | 331 |
| 1994, until the end of that judge's term. | 332 |
| In the Painesville municipal court, one full-time judge | 333 |
| shall be elected in 1951. | 334 |
| In the Parma municipal court, one full-time judge shall be | 335 |
| elected in 1951, one full-time judge shall be elected in 1967, | 336 |
| and one full-time judge shall be elected in 1971. | 337 |
| In the Paulding county municipal court to be established | 338 |
| on January 1, 2020, one full-time judge shall be elected in | 339 |
| 2019. | 340 |
| In the Perry county municipal court to be established on | 341 |
| January 1, 2018, one full-time judge shall be elected in 2017. | 342 |
| In the Perrysburg municipal court, one full-time judge | 343 |
| shall be elected in 1977. | 344 |
| In the Portage county municipal court, two full-time | 345 |
| judges shall be elected in 1979, and one full-time judge shall | 346 |
| be elected in 1971. | 347 |
| In the Port Clinton municipal court, one full-time judge | 348 |
| shall be elected in 1953. The full-time judge of the Port | 349 |
| Clinton municipal court who is elected in 1989 shall serve as | 350 |
| the judge of the Ottawa county municipal court from February 4, | 351 |

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| 1994, until the end of that judge's term. | 352 |
| In the Portsmouth municipal court, one full-time judge | 353 |
| shall be elected in 1951, and one full-time judge shall be | 354 |
| elected in 1985. | 355 |
| In the Putnam county municipal court, one full-time judge | 356 |
| shall be elected in 2011. Beginning January 1, 2011, the part- | 357 |
| time judge of the Putnam county county court that existed prior | 358 |
| to that date whose term commenced on January 1, 2007, shall | 359 |
| serve as the full-time judge of the Putnam county municipal | 360 |
| court until December 31, 2011. | 361 |
| In the Rocky River municipal court, one full-time judge | 362 |
| shall be elected in 1957, and one full-time judge shall be | 363 |
| elected in 1971. | 364 |
| In the Sandusky municipal court, one full-time judge shall | 365 |
| be elected in 1953. | 366 |
| In the Sandusky county municipal court, one full-time | 367 |
| judge shall be elected in 2013. Beginning on January 1, 2013, | 368 |
| the two part-time judges of the Sandusky county county court | 369 |
| that existed prior to that date shall serve as part-time judges | 370 |
| of the Sandusky county municipal court until December 31, 2013. | 371 |
| If either judgeship becomes vacant before January 1, 2014, that | 372 |
| judgeship is abolished on the date it becomes vacant, and the | 373 |
| person who holds the other judgeship shall serve as the full- | 374 |
| time judge of the Sandusky county municipal court until December | 375 |
| 31, 2013. | 376 |
| In the Shaker Heights municipal court, one full-time judge | 377 |
| shall be elected in 1957. | 378 |
| In the Shelby municipal court, one part-time judge shall | 379 |
| be elected in 1957. | 380 |

In the Sidney municipal court, one full-time judge shall 381
be elected in 1995. 382

In the South Euclid municipal court, one full-time judge 383
shall be elected in 1999. The part-time judge elected in 1993, 384
whose term commenced on January 1, 1994, shall serve until 385
December 31, 1999, and the office of that judge is abolished on 386
January 1, 2000. 387

In the Springfield municipal court, two full-time judges 388
shall be elected in 1985, and one full-time judge shall be 389
elected in 1983, all of whom shall serve as the judges of the 390
Springfield municipal court through December 31, 1987, and as 391
the judges of the Clark county municipal court from January 1, 392
1988, until the end of their respective terms. 393

In the Steubenville municipal court, one full-time judge 394
shall be elected in 1953. 395

In the Stow municipal court, one full-time judge shall be 396
elected in 2009, and one full-time judge shall be elected in 397
2013. Beginning January 1, 2009, the judge of the Cuyahoga Falls 398
municipal court that existed prior to that date whose term 399
commenced on January 1, 2008, shall serve as a full-time judge 400
of the Stow municipal court until December 31, 2013. Beginning 401
January 1, 2009, the judge of the Cuyahoga Falls municipal court 402
that existed prior to that date whose term commenced on January 403
1, 2004, shall serve as a full-time judge of the Stow municipal 404
court until December 31, 2009. 405

In the Struthers municipal court, one part-time judge 406
shall be elected in 1963. 407

In the Sylvania municipal court, one full-time judge shall 408
be elected in 1963. 409

In the Tiffin-Fostoria municipal court, one full-time judge shall be elected in 2013. 410
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In the Toledo municipal court, two full-time judges shall be elected in 1971, four full-time judges shall be elected in 1975, and one full-time judge shall be elected in 1973. 412
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In the Upper Sandusky municipal court, one full-time judge shall be elected in 2011. The part-time judge elected in 2005, whose term commenced on January 1, 2006, shall serve as a full-time judge on and after January 1, 2008, until the expiration of that judge's term on December 31, 2011, and the office of that judge is abolished on January 1, 2012. 415
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In the Vandalia municipal court, one full-time judge shall be elected in 1959. 421
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In the Van Wert municipal court, one full-time judge shall be elected in 1957. 423
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In the Vermilion municipal court, one part-time judge shall be elected in 1965. 425
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In the Wadsworth municipal court, one full-time judge shall be elected in 1981. 427
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In the Warren municipal court, one full-time judge shall be elected in 1951, and one full-time judge shall be elected in 1971. 429
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In the Washington Court House municipal court, one full-time judge shall be elected in 1999. The part-time judge elected in 1993, whose term commenced on January 1, 1994, shall serve until December 31, 1999, and the office of that judge is abolished on January 1, 2000. 432
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In the Wayne county municipal court, one full-time judge 437

shall be elected in 1975, and one full-time judge shall be 438
elected in 1979. 439

In the Willoughby municipal court, one full-time judge 440
shall be elected in 1951. 441

In the Wilmington municipal court, one full-time judge 442
shall be elected in 1991, who shall serve as the judge of the 443
Wilmington municipal court through June 30, 1992, and as the 444
judge of the Clinton county municipal court from July 1, 1992, 445
until the end of that judge's term on December 31, 1997. 446

In the Xenia municipal court, one full-time judge shall be 447
elected in 1977. 448

In the Youngstown municipal court, one full-time judge 449
shall be elected in 1951, and one full-time judge shall be 450
elected in 2013. 451

In the Zanesville municipal court, one full-time judge 452
shall be elected in 1953. 453

Section 2. That existing section 1901.08 of the Revised 454
Code is hereby repealed. 455

Section 3. Section 1901.08 of the Revised Code is 456
presented in this act as a composite of the section as amended 457
by both H.B. 215 and S.B. 25 of the 132nd General Assembly. The 458
General Assembly, applying the principle stated in division (B) 459
of section 1.52 of the Revised Code that amendments are to be 460
harmonized if reasonably capable of simultaneous operation, 461
finds that the composite is the resulting version of the section 462
in effect prior to the effective date of the section as 463
presented in this act. 464