

**As Passed by the Senate**

**135th General Assembly**

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**Sub. H. B. No. 503**

**Representatives Peterson, Jones**

**Cosponsors: Representatives Miller, J., Abrams, Brennan, Carruthers, Claggett, Cutrona, Dobos, Fowler Arthur, Gross, Hall, Isaacsohn, Jarrells, King, Klopfenstein, LaRe, Lorenz, Mathews, Miller, K., Mohamed, Patton, Richardson, Robb Blasdel, Santucci, Seitz, Stewart, Swearingen, Thomas, C., Willis**

**Senators Schaffer, Antonio, Brenner, Cirino, Craig, Cutrona, DeMora, Dolan, Gavarone, Hicks-Hudson, Johnson, O'Brien, Reineke, Reynolds, Roegner, Wilkin, Wilson**

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**A BILL**

To amend sections 901.43, 926.01, 942.01, 942.02, 1  
943.23, 943.26, 1531.01, 1533.01, 1533.731, 2  
1533.99, and 4745.01; to amend, for the purpose 3  
of adopting a new section number as indicated in 4  
parentheses, section 942.13 (942.05); to enact 5  
new sections 942.03 and 942.04 and sections 6  
1533.75 and 1533.751; and to repeal sections 7  
926.011, 942.03, 942.04, 942.05, 942.06, 942.07, 8  
942.10, 942.11, 942.12, and 942.99 of the 9  
Revised Code to prohibit certain activities 10  
regarding garbage-fed swine, feral swine, and 11  
wild boar and to revise a definition in the 12  
Agricultural Commodity Handlers Law. 13

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

**Section 1.** That sections 901.43, 926.01, 942.01, 942.02, 14

943.23, 943.26, 1531.01, 1533.01, 1533.731, 1533.99, and 4745.01 15  
be amended; section 942.13 (942.05) be amended for the purpose 16  
of adopting a new section number as indicated in parentheses; 17  
and new sections 942.03 and 942.04 and sections 1533.75 and 18  
1533.751 of the Revised Code be enacted to read as follows: 19

**Sec. 901.43.** (A) The director of agriculture may authorize 20  
any department of agriculture laboratory to perform a laboratory 21  
service for any person, organization, political subdivision, 22  
state agency, federal agency, or other entity, whether public or 23  
private. The director shall adopt and enforce rules to provide 24  
for the rendering of a laboratory service. 25

(B) The director may charge a reasonable fee for the 26  
performance of a laboratory service, except when the service is 27  
performed on an official sample taken by the director acting 28  
pursuant to Title IX, Chapter 3715., or Chapter 3717. of the 29  
Revised Code; by a board of health acting as the licensor of 30  
retail food establishments or food service operations under 31  
Chapter 3717. of the Revised Code; or by the director of health 32  
acting as the licensor of food service operations under Chapter 33  
3717. of the Revised Code. The director of agriculture shall 34  
adopt rules specifying what constitutes an official sample. 35

The director shall publish a list of laboratory services 36  
offered, together with the fee for each service. 37

(C) The director may enter into a contract with any 38  
person, organization, political subdivision, state agency, 39  
federal agency, or other entity for the provision of a 40  
laboratory service. 41

(D) (1) The director may adopt rules establishing standards 42  
for accreditation of laboratories and laboratory services and in 43

doing so may adopt by reference existing or recognized standards 44  
or practices. 45

(2) The director may inspect and accredit laboratories and 46  
laboratory services, and may charge a reasonable fee for the 47  
inspections and accreditation. 48

(E) (1) There is hereby created in the state treasury the 49  
animal and consumer protection laboratory fund. Moneys from the 50  
following sources shall be deposited into the state treasury to 51  
the credit of the fund: all moneys collected by the director 52  
under this section that are from fees generated by a laboratory 53  
service performed by the department and related to the diseases 54  
of animals, all moneys so collected that are from fees generated 55  
for the inspection and accreditation of laboratories and 56  
laboratory services related to the diseases of animals, all 57  
moneys collected by the director under this section that are 58  
from fees generated by a laboratory service performed by the 59  
consumer protection laboratory, all moneys so collected that are 60  
from fees generated for the inspection and accreditation of 61  
laboratories and laboratory services not related to weights and 62  
measures, money received by the director under sections 947.01 63  
to 947.06 of the Revised Code, and all moneys collected under 64  
Chapters ~~942.7~~, ~~943.7~~ and 953. of the Revised Code. The director 65  
may use the moneys held in the fund to pay the expenses 66  
necessary to operate the animal industry laboratory and the 67  
consumer protection laboratory, including the purchase of 68  
supplies and equipment. 69

(2) All moneys collected by the director under this 70  
section that are from fees generated by a laboratory service 71  
performed by the weights and measures laboratory, and all moneys 72  
so collected that are from fees generated for the inspection and 73

accreditation of laboratories and laboratory services related to 74  
weights and measures, shall be deposited in the state treasury 75  
to the credit of the weights and measures laboratory fund, which 76  
is hereby created in the state treasury. The moneys held in the 77  
fund may be used to pay the expenses necessary to operate the 78  
division of weights and measures, including the purchase of 79  
supplies and equipment. 80

**Sec. 926.01.** As used in this chapter: 81

(A) "Agricultural commodity" means corn, soybeans, wheat, 82  
or any other agricultural crop that the director of agriculture 83  
may designate by rule. "Agricultural commodity" does not mean 84  
any grain that is purchased for sale as seed. 85

(B) "Agricultural commodity handling" or "handling" means 86  
any of the following: 87

(1) Engaging in or participating in the business of 88  
purchasing from producers agricultural commodities for any use 89  
in excess of thirty thousand bushels annually; 90

(2) Operating a warehouse as a bailee for the receiving, 91  
storing, shipping, or conditioning of an agricultural commodity; 92

(3) Receiving into a warehouse an agricultural commodity 93  
purchased under a delayed price agreement; 94

(4) Providing marketing functions, including storage, 95  
delayed price marketing, deferred payment, feed agreements, or 96  
any other marketing transaction whereby control is exerted over 97  
the monetary proceeds of a producer's agricultural commodities 98  
by a person other than the producer. 99

(C) "Agricultural commodity handler" or "handler" means 100  
any person who is engaged in the business of agricultural 101

commodity handling.	102
(D) "Depositor" means:	103
(1) Any person who delivers an agricultural commodity to a licensed handler for storage, conditioning, shipment, or sale;	104 105
(2) Any owner or legal holder of a ticket or receipt issued for an agricultural commodity who is a creditor of the licensed handler for the value of the agricultural commodity;	106 107 108
(3) Any licensed handler storing an agricultural commodity that the licensed handler owns solely, jointly, or in common with others in a warehouse owned or controlled by the licensed handler or any other licensed handler.	109 110 111 112
(E) "Receipt" means a warehouse receipt issued by a licensed handler.	113 114
(F) "Nonnegotiable receipt" means a receipt on which it is stated that the agricultural commodity received will be delivered to the depositor or to the order of any other person named in the receipt.	115 116 117 118
(G) "Negotiable receipt" means a receipt on which it is stated that the agricultural commodity received will be delivered to the bearer or to the order of any person named in the receipt.	119 120 121 122
(H) "Ticket" means a scale weight ticket, a load slip, or any evidence, other than a receipt, given to a depositor by a licensed handler upon delivery of an agricultural commodity to the handler.	123 124 125 126
(I) "Warehouse" means any building, bin, protected enclosure, or similar premises under the control of a licensed or unlicensed handler used for receiving, storing, shipping, or	127 128 129

handling an agricultural commodity.	130
(J) "Storage" means the deposit of an agricultural commodity into a warehouse either for the account of the licensed handler operating the warehouse or for the account of a depositor. <u>"Storage" includes unapplied and hold grain tickets.</u>	131 132 133 134
(K) "Producer" means any person who grows an agricultural commodity on land that the person owns or leases.	135 136
(L) "Agent" means any person, other than a producer, who delivers an agricultural commodity to a licensed handler, either for sale or for storage, for the account of the producer.	137 138 139
(M) "Agricultural commodity tester" or "tester" means a person who operates a moisture meter and other quality testing devices to determine the quality of an agricultural commodity.	140 141 142
(N) "Federally licensed grain inspector" means a person who is licensed by the United States department of agriculture under the "United States Grain Standards Act," 39 Stat. 482 (1916), 7 U.S.C. 71, as amended, to test and grade grain, as "grain" is defined in that act.	143 144 145 146 147
(O) "Bailee" means a person to whom an agricultural commodity is delivered in trust for storage in a warehouse with title remaining in the name of the depositor.	148 149 150
(P) "Bailor" means a person who delivers an agricultural commodity to a bailee in trust for storage in a warehouse with title remaining in the name of the depositor.	151 152 153
(Q) "Bailment agreement" means a bailor-bailee agreement between a depositor and a licensed handler as stated in the terms of a receipt that is issued for an agricultural commodity in storage and subject to the requirements of this chapter	154 155 156 157

governing the use of a receipt.	158
(R) "Delayed price agreement" means a written executory contract executed by and between a licensed handler and a depositor that covers the sale and transfer of title of an agricultural commodity and states in its written terms the service charges and the method for pricing the commodity at a later date.	159 160 161 162 163 164
(S) "Delayed price marketing" means the sale and transfer of title of an agricultural commodity with the price to be established at a later date according to the terms of a delayed price agreement.	165 166 167 168
(T) "Deferred payment" means the deferral of payment to a depositor by a licensed handler for an agricultural commodity to which the licensed handler has taken title, for the purpose of deferring income of the depositor from one tax year to another.	169 170 171 172
(U) "Feed agreement" means a written contract executed by and between a licensed handler and a producer or depositor who delivers an agricultural commodity to the licensed handler for storage whereby each of the following applies:	173 174 175 176
(1) The producer or depositor transfers title to the agricultural commodity to the licensed handler in exchange for a nominal sum;	177 178 179
(2) The producer, upon delivery of the agricultural commodity to the licensed handler, becomes a creditor of the licensed handler due to the lien that arises under section 926.021 of the Revised Code;	180 181 182 183
(3) All or part of the agricultural commodity is returned to the producer at a later date and used for feed purposes.	184 185

(V) Notwithstanding section 1.02 of the Revised Code,	186
"and" shall not be read "or" and "or" shall not be read "and."	187
<u>(W) "Grain bank" means the storage of an agricultural</u>	188
<u>commodity under a bailment agreement with the commodity normally</u>	189
<u>returned to the bailor at a later date as an ingredient of a</u>	190
<u>processed feed. "Grain bank" as defined in this division has the</u>	191
<u>same meaning for purposes of agricultural commodity</u>	192
<u>transactions.</u>	193
<u>(X) "Regular price bid" means the current basis bid or</u>	194
<u>cash price of a handler licensed under this chapter.</u>	195
<b>Sec. 942.01.</b> As used in sections 942.01 to <del>942.13</del> <u>942.05</u>	196
of the Revised Code:	197
<del>(A) "Conveyance" means a vehicle, trailer, or compartment</del>	198
<del>that is used to transport raw rendering material.</del>	199
<del>(B)</del> "Garbage" means all waste material derived in whole or	200
in part from the meat of any animal, including fish and poultry,	201
or other animal material, and other refuse of any character that	202
has been associated with such waste material resulting from the	203
handling, preparation, cooking, or consumption of food.	204
<del>(C)</del> <u>(B)</u> "Person" means any individual, corporation,	205
partnership, association, society, company, firm, or other legal	206
entity.	207
<del>(D)</del> <u>(C)</u> "Raw rendering material" has the same meaning as	208
in section 953.21 of the Revised Code.	209
<del>(E)</del> <u>(D)</u> "Treated garbage" means any edible garbage for	210
consumption by swine that has been heated at boiling point while	211
being agitated, except in steam cooking equipment, to ensure	212
that the garbage is heated throughout for thirty minutes <del>under</del>	213

~~the supervision of a person licensed pursuant to section 942.02~~ 214  
~~of the Revised Code.~~ 215

**Sec. 942.02.** (A) No person shall feed on the person's 216  
premises, or permit the feeding of, garbage or treated garbage 217  
to swine ~~without a license to do so issued by the department of~~ 218  
~~agriculture.~~ 219

(B) ~~An application for a license to feed treated garbage~~ 220  
~~shall be made in writing on a form prescribed by the director of~~ 221  
~~agriculture~~No person shall bring into this state a swine that 222  
has been fed garbage or treated garbage. 223

~~(C) A license shall be renewed before the thirty first day~~ 224  
~~of December of each year, and an application for renewal shall~~ 225  
~~be filed before the thirtieth day of November of each year.~~ 226

~~(D) The fee for the license shall be one hundred dollars~~ 227  
~~per annum. A late fee of fifty dollars shall be paid for each~~ 228  
~~application that is received after the thirtieth day of November~~ 229  
~~each year.~~ 230

~~(E) All money collected under this section shall be~~ 231  
~~credited to the animal and consumer protection laboratory fund~~ 232  
~~created in section 901.43 of the Revised Code.~~ 233

**Sec. 942.03.** (A) Upon receipt of a complaint or on the 234  
director of agriculture's own initiative, the director may 235  
investigate violations of section 942.02 of the Revised Code and 236  
make inquiries into any alleged violations as are necessary to 237  
secure compliance with this chapter and orders issued under it. 238

(B) With the consent of the owner of a premises, lessee of 239  
a premises, or the owner, keeper, or harbinger of a swine that is 240  
kept or harbored on a premises, the director or the director's 241  
authorized representative may enter at all reasonable times on 242

any premises where swine are kept or harbored for the purpose of 243  
determining compliance with section 942.02 of the Revised Code. 244  
If the director or the director's authorized representative is 245  
denied access to the premises and suspects that section 942.02 246  
of the Revised Code is not being complied with, the director may 247  
apply for a search warrant authorizing access from a court of 248  
competent jurisdiction. The court shall issue the search warrant 249  
if there is probable cause. Probable cause may be based on 250  
hearsay, provided that there is substantial basis for believing 251  
the source is credible and there is factual basis for the 252  
information. 253

(C) Upon entering a premises in accordance with division 254  
(B) of this section, the director or the director's authorized 255  
representative shall observe biosecurity measures in order to 256  
prevent spreading disease and infecting livestock. 257

**Sec. 942.04.** (A) The director of agriculture may assess a 258  
civil penalty against a person that violates section 942.02 of 259  
the Revised Code. The director may assess a civil penalty only 260  
if the director affords the person an opportunity for an 261  
adjudication hearing under Chapter 119. of the Revised Code. The 262  
person may waive the right to an adjudication hearing. 263

(B) If the opportunity for an adjudication hearing is 264  
waived or if, after an adjudication hearing, the director 265  
determines that a violation has occurred or is occurring, the 266  
director may issue an order requiring compliance with section 267  
942.02 of the Revised Code and assess the civil penalty. The 268  
order and assessment of the civil penalty may be appealed in 269  
accordance with section 119.12 of the Revised Code. 270

(C) The director may assess a civil penalty for a 271  
violation of section 942.02 of the Revised Code in the following 272

<u>amounts:</u>	273
<u>(1) For a first violation, not more than five hundred</u>	274
<u>dollars;</u>	275
<u>(2) For each subsequent violation, not more than one</u>	276
<u>thousand dollars.</u>	277
<u>(D) Money collected under division (C) of this section</u>	278
<u>shall be credited to the animal and consumer protection fund</u>	279
<u>created in section 943.26 of the Revised Code.</u>	280
<b>Sec. <del>942.13</del> 942.05.</b> This chapter does not apply to either	281
of the following:	282
(A) An individual who feeds garbage from the individual's	283
household to the individual's own animals or an individual who	284
only feeds bakery waste, candy waste, eggs, vegetables, or dairy	285
products to swine;	286
(B) Rendered products. As used in this division, "rendered	287
product" means raw rendering material that has been ground and	288
heated to a minimum temperature of two hundred thirty degrees	289
Fahrenheit to make products such as animal, poultry, or fish	290
protein, grease, or tallow.	291
<b>Sec. 943.23.</b> (A) A captive whitetail deer licensee shall	292
comply with the requirements established in sections 943.20 to	293
943.26 of the Revised Code and in rules. The director of	294
agriculture may suspend or revoke a license issued under section	295
943.03 or 943.031 of the Revised Code regarding monitored	296
captive deer, captive deer with status, or captive deer with	297
certified chronic wasting disease status if the licensee fails	298
to comply with those requirements.	299
(B) (1) The director, after providing an opportunity for an	300

adjudication hearing under Chapter 119. of the Revised Code, may 301  
assess a civil penalty against a person who has violated or is 302  
in violation of section 943.20 of the Revised Code. If the 303  
director assesses a civil penalty, the director shall do so as 304  
follows: 305

(a) If, within five years of the violation, the director 306  
has not previously assessed a civil penalty against the person 307  
under this section, in an amount not exceeding five hundred 308  
dollars; 309

(b) If, within five years of the violation, the director 310  
has previously assessed one civil penalty against the person 311  
under this section, in an amount not exceeding two thousand five 312  
hundred dollars; 313

(c) If, within five years of the violation, the director 314  
has previously assessed two or more civil penalties against the 315  
person under this section, in an amount not exceeding ten 316  
thousand dollars. 317

(2) Money collected under division (B) (1) of this section 318  
shall be deposited in the state treasury to the credit of the 319  
~~captive deer animal and consumer protection~~ fund created in 320  
section 943.26 of the Revised Code. 321

**Sec. 943.26.** Notwithstanding section 943.04 of the Revised 322  
Code, all money collected through the issuance of licenses to 323  
captive whitetail deer licensees under this chapter and all 324  
money collected under section 942.04 of the Revised Code shall 325  
be credited to the ~~captive deer animal and consumer protection~~ 326  
fund, which is hereby created in the state treasury. The 327  
director of agriculture shall use money in the fund to 328  
administer Chapter 942. and sections 943.20 to 943.26 of the 329

Revised Code and rules.	330
<b>Sec. 1531.01.</b> As used in this chapter and Chapter 1533. of the Revised Code:	331 332
(A) "Person" means a person as defined in section 1.59 of the Revised Code or a company; an employee, agent, or officer of such a person or company; a combination of individuals; the state; a political subdivision of the state; an interstate body created by a compact; or the federal government or a department, agency, or instrumentality of it.	333 334 335 336 337 338
(B) "Resident" means either of the following:	339
(1) An individual who has resided in this state for not less than six months preceding the date of making application for a license or permit;	340 341 342
(2) An individual who is a full-time student enrolled in an accredited Ohio public or private college or university and who resides in this state at the time the individual makes application for a license or permit and who attests to the individual's full-time student status in a manner determined by the chief of the division of wildlife.	343 344 345 346 347 348
(C) "Nonresident" means any individual who does not qualify as a resident.	349 350
(D) "Division rule" or "rule" means any rule adopted by the chief of the division of wildlife under section 1531.10 of the Revised Code unless the context indicates otherwise.	351 352 353
(E) "Closed season" means that period of time during which the taking of wild animals protected by this chapter and Chapter 1533. of the Revised Code is prohibited.	354 355 356
(F) "Open season" means that period of time during which	357

the taking of wild animals protected by this chapter and Chapter 358  
1533. of the Revised Code is permitted. 359

(G) "Take or taking" includes pursuing, shooting, hunting, 360  
killing, trapping, angling, fishing with a trotline, or netting 361  
any clam, mussel, crayfish, aquatic insect, fish, frog, turtle, 362  
wild bird, or wild quadruped, and any lesser act, such as 363  
wounding, or placing, setting, drawing, or using any other 364  
device for killing or capturing any wild animal, whether it 365  
results in killing or capturing the animal or not. "Take or 366  
taking" includes every attempt to kill or capture and every act 367  
of assistance to any other person in killing or capturing or 368  
attempting to kill or capture a wild animal. 369

(H) "Possession" means both actual and constructive 370  
possession and any control of things referred to. 371

(I) "Bag limit" means the number, measurement, or weight 372  
of any kind of crayfish, aquatic insects, fish, frogs, turtles, 373  
wild birds, and wild quadrupeds permitted to be taken. 374

(J) "Transport and transportation" means carrying or 375  
moving or causing to be carried or moved. 376

(K) "Sell and sale" means barter, exchange, or offer or 377  
expose for sale. 378

(L) "Whole to include part" means that every provision 379  
relating to any wild animal protected by this chapter and 380  
Chapter 1533. of the Revised Code applies to any part of the 381  
wild animal with the same effect as it applies to the whole. 382

(M) "Angling" means fishing with not more than two hand 383  
lines, not more than two units of rod and line, or a combination 384  
of not more than one hand line and one rod and line, either in 385  
hand or under control at any time while fishing. The hand line 386

or rod and line shall have attached to it not more than three 387  
baited hooks, not more than three artificial fly rod lures, or 388  
one artificial bait casting lure equipped with not more than 389  
three sets of three hooks each. 390

(N) "Trotline" means a device for catching fish that 391  
consists of a line having suspended from it, at frequent 392  
intervals, vertical lines with hooks attached. 393

(O) "Fish" means a cold-blooded vertebrate having fins. 394

(P) "Measurement of fish" means length from the end of the 395  
nose to the longest tip or end of the tail. 396

(Q) "Wild birds" includes game birds and nongame birds. 397

(R) "Game" includes game birds, game quadrupeds, and fur- 398  
bearing animals. 399

(S) "Game birds" includes mourning doves, ringneck 400  
pheasants, bobwhite quail, ruffed grouse, sharp-tailed grouse, 401  
pinnated grouse, wild turkey, Hungarian partridge, Chukar 402  
partridge, woodcocks, black-breasted plover, golden plover, 403  
Wilson's snipe or jacksnipe, greater and lesser yellowlegs, 404  
rail, coots, gallinules, duck, geese, brant, and crows. 405

(T) "Nongame birds" includes all other wild birds not 406  
included and defined as game birds or migratory game birds. 407

(U) "Wild quadrupeds" includes game quadrupeds ~~and~~, fur- 408  
bearing animals, and wild boar or feral swine. 409

(V) "Game quadrupeds" includes cottontail rabbits, gray 410  
squirrels, black squirrels, fox squirrels, red squirrels, flying 411  
squirrels, chipmunks, groundhogs or woodchucks, white-tailed 412  
deer, ~~wild bear,~~ elk, and black bears. 413

(W) "Fur-bearing animals" includes minks, weasels, 414  
raccoons, skunks, opossums, muskrats, fox, beavers, badgers, 415  
otters, coyotes, and bobcats. 416

(X) "Wild animals" includes mollusks, crustaceans, aquatic 417  
insects, fish, reptiles, amphibians, wild birds, wild 418  
quadrupeds, and all other wild mammals, but does not include 419  
domestic deer. 420

(Y) "Hunting" means pursuing, shooting, killing, following 421  
after or on the trail of, lying in wait for, shooting at, or 422  
wounding wild birds or wild quadrupeds while employing any 423  
device commonly used to kill or wound wild birds or wild 424  
quadrupeds whether or not the acts result in killing or 425  
wounding. "Hunting" includes every attempt to kill or wound and 426  
every act of assistance to any other person in killing or 427  
wounding or attempting to kill or wound wild birds or wild 428  
quadrupeds. 429

(Z) "Trapping" means securing or attempting to secure 430  
possession of a wild bird or wild quadruped by means of setting, 431  
placing, drawing, or using any device that is designed to close 432  
upon, hold fast, confine, or otherwise capture a wild bird or 433  
wild quadruped whether or not the means results in capture. 434  
"Trapping" includes every act of assistance to any other person 435  
in capturing wild birds or wild quadrupeds by means of the 436  
device whether or not the means results in capture. 437

(AA) "Muskrat spear" means any device used in spearing 438  
muskrats. 439

(BB) "Channels and passages" means those narrow bodies of 440  
water lying between islands or between an island and the 441  
mainland in Lake Erie. 442

(CC) "Island" means a rock or land elevation above the 443  
waters of Lake Erie having an area of five or more acres above 444  
water. 445

(DD) "Reef" means an elevation of rock, either broken or 446  
in place, or gravel shown by the latest United States chart to 447  
be above the common level of the surrounding bottom of the lake, 448  
other than the rock bottom, or in place forming the base or 449  
foundation rock of an island or mainland and sloping from the 450  
shore of it. "Reef" also means all elevations shown by that 451  
chart to be above the common level of the sloping base or 452  
foundation rock of an island or mainland, whether running from 453  
the shore of an island or parallel with the contour of the shore 454  
of an island or in any other way and whether formed by rock, 455  
broken or in place, or from gravel. 456

(EE) "Fur farm" means any area used exclusively for 457  
raising fur-bearing animals or in addition thereto used for 458  
hunting game, the boundaries of which are plainly marked as 459  
such. 460

(FF) "Waters" includes any lake, pond, reservoir, stream, 461  
channel, lagoon, or other body of water, or any part thereof, 462  
whether natural or artificial. 463

(GG) "Crib" or "car" refers to that particular compartment 464  
of the net from which the fish are taken when the net is lifted. 465

(HH) "Commercial fish" means those species of fish 466  
permitted to be taken, possessed, bought, or sold unless 467  
otherwise restricted by the Revised Code or division rule and 468  
are alewife (*Alosa pseudoharengus*), American eel (*Anguilla* 469  
*rostrata*), bowfin (*Amia calva*), burbot (*Lota lota*), carp 470  
(*Cyprinus carpio*), smallmouth buffalo (*Ictiobus bubalus*), 471

bigmouth buffalo (*Ictiobus cyprinellus*), black bullhead 472  
(*Ictalurus melas*), yellow bullhead (*Ictalurus natalis*), brown 473  
bullhead (*Ictalurus nebulosus*), channel catfish (*Ictalurus* 474  
*punctatus*), flathead catfish (*Pylodictis olivaris*), whitefish 475  
(*Coregonus* sp.), cisco (*Coregonus* sp.), freshwater drum or 476  
sheepshead (*Aplodinotus grunniens*), gar (*Lepisosteus* sp.), 477  
gizzard shad (*Dorosoma cepedianum*), goldfish (*Carassius* 478  
*auratus*), lake trout (*Salvelinus namaycush*), mooneye (*Hiodon* 479  
*tergisus*), quillback (*Carpiodes cyprinus*), smelt (*Allosmerus* 480  
*elongatus*, *Hypomesus* sp., *Osmerus* sp., *Spirinchus* sp.), sturgeon 481  
(*Acipenser* sp., *Scaphirhynchus* sp.), sucker other than buffalo 482  
and quillback (*Carpiodes* sp., *Catostomus* sp., *Hypentelium* sp., 483  
*Minytrema* sp., *Moxostoma* sp.), white bass (*Morone chrysops*), 484  
white perch (*Roccus americanus*), and yellow perch (*Perca* 485  
*flavescens*). When the common name of a fish is used in this 486  
chapter or Chapter 1533. of the Revised Code, it refers to the 487  
fish designated by the scientific name in this definition. 488

(II) "Fishing" means taking or attempting to take fish by 489  
any method, and all other acts such as placing, setting, 490  
drawing, or using any device commonly used to take fish whether 491  
resulting in a taking or not. 492

(JJ) "Fillet" means the pieces of flesh taken or cut from 493  
both sides of a fish, joined to form one piece of flesh. 494

(KK) "Part fillet" means a piece of flesh taken or cut 495  
from one side of a fish. 496

(LL) "Round" when used in describing fish means with head 497  
and tail intact. 498

(MM) "Migrate" means the transit or movement of fish to or 499  
from one place to another as a result of natural forces or 500

instinct and includes, but is not limited to, movement of fish 501  
induced or caused by changes in the water flow. 502

(NN) "Spreader bar" means a braill or rigid bar placed 503  
across the entire width of the back, at the top and bottom of 504  
the cars in all trap, crib, and fyke nets for the purpose of 505  
keeping the meshes hanging squarely while the nets are fishing. 506

(OO) "Fishing guide" means any person who, for 507  
consideration or hire, operates a boat, rents, leases, or 508  
otherwise furnishes angling devices, ice fishing shanties or 509  
shelters of any kind, or other fishing equipment, and 510  
accompanies, guides, directs, or assists any other person in 511  
order for the other person to engage in fishing. 512

(PP) "Net" means fishing devices with meshes composed of 513  
twine or synthetic material and includes, but is not limited to, 514  
trap nets, fyke nets, crib nets, carp aprons, dip nets, and 515  
seines, except minnow seines and minnow dip nets. 516

(QQ) "Commercial fishing gear" means seines, trap nets, 517  
fyke nets, dip nets, carp aprons, trotlines, other similar gear, 518  
and any boat used in conjunction with that gear, but does not 519  
include gill nets. 520

(RR) "Native wildlife" means any species of the animal 521  
kingdom indigenous to this state. 522

(SS) "Gill net" means a single section of fabric or 523  
netting seamed to a float line at the top and a lead line at the 524  
bottom, which is designed to entangle fish in the net openings 525  
as they swim into it. 526

(TT) "Tag fishing tournament" means a contest in which a 527  
participant pays a fee, or gives other valuable consideration, 528  
for a chance to win a prize by virtue of catching a tagged or 529

otherwise specifically marked fish within a limited period of	530
time.	531
(UU) "Tenant" means an individual who resides on land for	532
which the individual pays rent and whose annual income is	533
primarily derived from agricultural production conducted on that	534
land, as "agricultural production" is defined in section 929.01	535
of the Revised Code.	536
(VV) "Nonnative wildlife" means any wild animal not	537
indigenous to this state, but does not include domestic deer.	538
(WW) "Reptiles" includes common musk turtle ( <i>sternotherus</i>	539
<i>odoratus</i> ), common snapping turtle ( <i>Chelydra serpentina</i>	540
<i>serpentina</i> ), spotted turtle ( <i>Clemmys guttata</i> ), eastern box	541
turtle ( <i>Terrapene carolina carolina</i> ), Blanding's turtle	542
( <i>Emydoidea blandingii</i> ), common map turtle ( <i>Graptemys</i>	543
<i>geographica</i> ), ouachita map turtle ( <i>Graptemys pseudogeographica</i>	544
<i>ouachitensis</i> ), midland painted turtle ( <i>Chrysemys picta</i>	545
<i>marginata</i> ), red-eared slider ( <i>Trachemys scripta elegans</i> ),	546
eastern spiny softshell turtle ( <i>Apalone spinifera spinifera</i> ),	547
midland smooth softshell turtle ( <i>Apalone mutica mutica</i> ),	548
northern fence lizard ( <i>Sceloporus undulatus hyacinthinus</i> ),	549
ground skink ( <i>Scincella lateralis</i> ), five-lined skink ( <i>Eumeces</i>	550
<i>fasciatus</i> ), broadhead skink ( <i>Eumeces laticeps</i> ), northern coal	551
skink ( <i>Eumeces anthracinus anthracinus</i> ), European wall lizard	552
( <i>Podarcis muralis</i> ), queen snake ( <i>Regina septemvittata</i> ),	553
Kirtland's snake ( <i>Clonophis kirtlandii</i> ), northern water snake	554
( <i>Nerodia sipedon sipedon</i> ), Lake Erie watersnake ( <i>Nerodia sipedon</i>	555
<i>insularum</i> ), copperbelly water snake ( <i>Nerodia erythrogaster</i>	556
<i>neglecta</i> ), northern brown snake ( <i>Storeria dekayi dekayi</i> ),	557
midland brown snake ( <i>Storeria dekayi wrightorum</i> ), northern	558
redbelly snake ( <i>Storeria occipitomaculata occipitomaculata</i> ),	559

eastern garter snake ( <i>Thamnophis sirtalis sirtalis</i> ), eastern	560
plains garter snake ( <i>Thamnophis radix radix</i> ), Butler's garter	561
snake ( <i>Thamnophis butleri</i> ), shorthead garter snake ( <i>Thamnophis</i>	562
<i>brachystoma</i> ), eastern ribbon snake ( <i>Thamnophis sauritus</i>	563
<i>sauritus</i> ), northern ribbon snake ( <i>Thamnophis sauritus</i>	564
<i>septentrionalis</i> ), eastern hognose snake ( <i>Heterodon platirhinos</i> ),	565
eastern smooth earth snake ( <i>Virginia valeriae valeriae</i> ),	566
northern ringneck snake ( <i>Diadophis punctatus edwardsii</i> ), midwest	567
worm snake ( <i>Carphophis amoenus helena</i> ), eastern worm snake	568
( <i>Carphophis amoenus amoenus</i> ), black racer ( <i>Coluber constrictor</i>	569
<i>constrictor</i> ), blue racer ( <i>Coluber constrictor foxii</i> ), rough	570
green snake ( <i>Opheodrys aestivus</i> ), smooth green snake ( <i>Opheodrys</i>	571
<i>vernalis vernalis</i> ), black rat snake ( <i>Elaphe obsoleta obsoleta</i> ),	572
eastern fox snake ( <i>Elaphe vulpina gloydi</i> ), black kingsnake	573
( <i>Lampropeltis getula nigra</i> ), eastern milk snake ( <i>Lampropeltis</i>	574
<i>triangulum triangulum</i> ), northern copperhead ( <i>Agkistrodon</i>	575
<i>contortrix mokasen</i> ), eastern massasauga ( <i>Sistrurus catenatus</i>	576
<i>catenatus</i> ), and timber rattlesnake ( <i>Crotalus horridus horridus</i> ).	577
(XX) "Amphibians" includes eastern hellbender	578
( <i>Cryptobranchus alleganiensis alleganiensis</i> ), mudpuppy ( <i>Necturus</i>	579
<i>maculosus maculosus</i> ), red-spotted newt ( <i>Notophthalmus</i>	580
<i>viridescens viridescens</i> ), Jefferson salamander ( <i>Ambystoma</i>	581
<i>jeffersonianum</i> ), spotted salamander ( <i>Ambystoma maculatum</i> ), blue-	582
spotted salamander ( <i>Ambystoma laterale</i> ), smallmouth salamander	583
( <i>Ambystoma texanum</i> ), streamside salamander ( <i>Ambystoma barbouri</i> ),	584
marbled salamander ( <i>Ambystoma opacum</i> ), eastern tiger salamander	585
( <i>Ambystoma tigrinum tigrinum</i> ), northern dusky salamander	586
( <i>Desmognathus fuscus fuscus</i> ), mountain dusky salamander	587
( <i>Desmognathus ochrophaeus</i> ), redback salamander ( <i>Plethodon</i>	588
<i>cinereus</i> ), ravine salamander ( <i>Plethodon richmondi</i> ), northern	589
slimy salamander ( <i>Plethodon glutinosus</i> ), Wehrle's salamander	590

(Plethodon wehrlei), four-toed salamander (Hemidactylum	591
scutatatum), Kentucky spring salamander (Gyrinophilus	592
porphyriticus duryi), northern spring salamander (Gyrinophilus	593
porphyriticus porphyriticus), mud salamander (Pseudotriton	594
montanus), northern red salamander (Pseudotriton ruber ruber),	595
green salamander (Aneides aeneus), northern two-lined salamander	596
(Eurycea bislineata), longtail salamander (Eurycea longicauda	597
longicauda), cave salamander (Eurycea lucifuga), southern two-	598
lined salamander (Eurycea cirrigera), Fowler's toad (Bufo	599
woodhousii fowleri), American toad (Bufo americanus), eastern	600
spadefoot (Scaphiopus holbrookii), Blanchard's cricket frog	601
(Acris crepitans blanchardi), northern spring peeper (Pseudacris	602
crucifer crucifer), gray treefrog (Hyla versicolor), Cope's gray	603
treefrog (Hyla chrysoscelis), western chorus frog (Pseudacris	604
triseriata triseriata), mountain chorus frog (Pseudacris	605
brachyphona), bullfrog (Rana catesbeiana), green frog (Rana	606
clamitans melanota), northern leopard frog (Rana pipiens),	607
pickerel frog (Rana palustris), southern leopard frog (Rana	608
utricularia), and wood frog (Rana sylvatica).	609
(YY) "Deer" means white-tailed deer (Odocoileus	610
virginianus).	611
(ZZ) "Domestic deer" means nonnative deer that have been	612
legally acquired or their offspring and that are held in private	613
ownership for primarily agricultural purposes.	614
(AAA) "Migratory game bird" includes waterfowl (Anatidae);	615
doves (Columbidae); cranes (Gruidae); cormorants	616
(Phalacrocoracidae); rails, coots, and gallinules (Rallidae);	617
and woodcock and snipe (Scolopacidae).	618
(BBB) "Accompany" means to go along with another person	619
while staying within a distance from the person that enables	620

uninterrupted, unaided visual and auditory communication. 621

(CCC) "All-purpose vehicle" means any vehicle that is 622  
designed primarily for cross-country travel on land, water, or 623  
land and water and that is steered by wheels, caterpillar 624  
treads, or a combination of wheels and caterpillar treads and 625  
includes vehicles that operate on a cushion of air, vehicles 626  
commonly known as all-terrain vehicles, all-season vehicles, 627  
mini-bikes, and trail bikes. 628

(DDD) "Wholly enclosed preserve" means an area of land 629  
that is surrounded by a fence that is at least six feet in 630  
height, unless otherwise specified in division rule, and is 631  
constructed of a woven wire mesh, or another enclosure that the 632  
division of wildlife may approve, where game birds, game 633  
quadrupeds, reptiles, amphibians, or fur-bearing animals are 634  
raised and may be sold under the authority of a commercial 635  
propagating license or captive white-tailed deer propagation 636  
license obtained under section 1533.71 of the Revised Code. 637

(EEE) "Commercial bird shooting preserve" means an area of 638  
land where game birds are released and hunted by shooting as 639  
authorized by a commercial bird shooting preserve license 640  
obtained under section 1533.72 of the Revised Code. 641

(FFF) "Wild animal hunting preserve" means an area of land 642  
where game, captive white-tailed deer, and nonnative wildlife, 643  
other than game birds, are released and hunted as authorized by 644  
a wild animal hunting preserve license obtained under section 645  
1533.721 of the Revised Code. 646

(GGG) "Captive white-tailed deer" means legally acquired 647  
deer that are held in private ownership at a facility licensed 648  
under section 943.03 or 943.031 of the Revised Code and under 649

section 1533.71 or 1533.721 of the Revised Code. 650

(HHH) "Wild boar" or "feral swine" means either of the 651  
following: 652

(1) Members of the family suidae, including both of the 653  
following: 654

(a) Wild pig, wild hog, feral hog, and feral pig; 655

(b) Old world swine, razorbacks, European wild boar, and 656  
Russian wild boar, and any hybrids or crossbreeds thereof; 657

(2) Members of the family tayassuidae, including collared 658  
peccary and javelina, and any hybrids or crossbreeds of members 659  
of the family tayassuidea. 660

**Sec. 1533.01.** As used in this chapter, "person," 661  
"resident," "nonresident," "division rule," "rule," "closed 662  
season," "open season," "take or taking," "possession," "bag 663  
limit," "transport and transportation," "sell and sale," "whole 664  
to include part," "angling," "trotline," "fish," "measurement of 665  
fish," "wild birds," "game," "game birds," "nongame birds," 666  
"wild quadrupeds," "game quadrupeds," "fur-bearing animals," 667  
"wild animals," "hunting," "trapping," "muskrat spear," 668  
"channels and passages," "island," "reef," "fur farm," "waters," 669  
"crib," "car," "commercial fish," "fishing," "fillet," "part 670  
fillet," "round," "migrate," "spreader bar," "fishing guide," 671  
"net," "commercial fishing gear," "native wildlife," "gill net," 672  
"tag fishing tournament," "tenant," "nonnative wildlife," 673  
"reptiles," "amphibians," "deer," "domestic deer," "migratory 674  
game bird," "accompany," "all-purpose vehicle," "wholly enclosed 675  
preserve," "commercial bird shooting preserve," "wild animal 676  
hunting preserve," "wild boar," "feral swine," and "captive 677  
white-tailed deer" have the same meanings as in section 1531.01 678

of the Revised Code. 679

**Sec. 1533.731.** (A) No wild animal hunting preserve shall 680  
be less than eighty acres in area. Each such preserve shall be 681  
in one continuous block of land, except that the block of land 682  
may be intersected by highways or roads. No wild animal hunting 683  
preserve shall be located within one thousand five hundred feet 684  
of another such preserve. 685

The boundaries of each wild animal hunting preserve shall 686  
be clearly defined by posting, at intervals of not more than 687  
four hundred feet, with signs prescribed by the division of 688  
wildlife. Each wild animal hunting preserve shall be surrounded 689  
by a fence at least eight feet in height, with a minimal 690  
deviation not to exceed four per cent, that is constructed of a 691  
woven wire mesh, or such other enclosure approved by the chief 692  
of the division of wildlife. 693

(B) (1) Except as provided in divisions (B) (2) ~~and~~ (3) ~~and~~ 694  
and (4) of this section, game and nonnative wildlife that have 695  
been approved by the chief for such use and that have been 696  
legally acquired or propagated under the authority of a 697  
propagating license issued under section 1533.71 of the Revised 698  
Code or propagated within the confines of a licensed wild animal 699  
hunting preserve may be released and hunted within the confines 700  
of the licensed wild animal hunting preserve between one-half 701  
hour before sunrise and one-half hour after sunset, without 702  
regard to sex, bag limit, or open season, by hunters authorized 703  
by the holder of the wild animal hunting preserve license to 704  
hunt on those lands. The chief shall establish, by rule, the 705  
allowable methods of taking game and nonnative wildlife in a 706  
wild animal hunting preserve. 707

(2) No game or nonnative wildlife on the federal 708

endangered species list established in accordance with the 709  
"Endangered Species Act of 1973," 87 Stat. 884, 16 U.S.C.A. 710  
1531, as amended, or the state endangered species list 711  
established in rules adopted under section 1531.25 of the 712  
Revised Code, no bears native to North America, and no large 713  
carnivores of the family Felidae shall be released for hunting 714  
or hunted in any wild animal hunting preserve in this state. 715

(3) No person shall release for hunting or hunt within a 716  
wild animal hunting preserve any game or nonnative wildlife not 717  
listed in the application for a license for that preserve. 718

(4) No person shall knowingly release for hunting or hunt 719  
wild boar or feral swine in any wild animal hunting preserve in 720  
this state. 721

(C) Unless otherwise specified by division rule, all game 722  
and nonnative wildlife released on a wild animal hunting 723  
preserve shall be identified with a tag that shall bear upon it 724  
a symbol identifying the preserve. 725

(D) No person shall remove living game or nonnative 726  
wildlife from a wild animal hunting preserve unless the game or 727  
nonnative wildlife are being transferred to another wild animal 728  
hunting preserve in accordance with rules adopted by the 729  
director of agriculture under section 943.24 of the Revised 730  
Code. 731

(E) The holder of a wild animal hunting preserve license 732  
shall keep a record of all animals that have been released into 733  
the preserve. The record shall include all of the following: 734

(1) The date on which each animal was released into the 735  
preserve; 736

(2) The number of each species of animals; 737

(3) The number of males and females of each species of animals; 738  
739

(4) The name and address of each person from whom each animal was obtained. 740  
741

The licensee shall record in a manner specified by the division the name and address of each person that takes any game or nonnative wildlife from the preserve. The licensee shall maintain those records for a period of two years and make them available for inspection by the division at all reasonable times in conjunction with an active criminal investigation. 742  
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(F) In addition to complying with the requirements established by division (E) of this section, the holder of a wild animal hunting preserve license who has captive white-tailed deer in the preserve shall keep a record of all known escapes of those deer, deaths of those deer that were not a result of hunting, and laboratory results for testing for chronic wasting disease of those deer that is required by section 943.21 of the Revised Code and rules adopted under section 943.24 of the Revised Code. 748  
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(G) For the purposes of division (B) of section 1533.02 of the Revised Code, the owner or operator of a wild animal hunting preserve shall furnish each person who takes any game or nonnative wildlife from the preserve a certificate bearing a description of the animal, the date the animal was taken, and the name of the preserve. 757  
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(H) The holder of a wild animal hunting preserve license prominently shall display the license at the place of business that is specified in the license. 763  
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(I) The chief shall adopt rules under section 1531.10 of 766

the Revised Code that provide for the safety of the public and 767  
for the protection of the game and nonnative wildlife to be 768  
hunted in a wild animal hunting preserve prior to their release 769  
in the preserve. 770

(J) No holder of a wild animal hunting preserve license 771  
shall violate this chapter or Chapter 1531. of the Revised Code 772  
or any division rule. 773

(K) This section does not authorize the hunting of game 774  
birds in a licensed wild animal hunting preserve unless the 775  
licensee also possesses a valid commercial bird shooting 776  
preserve license issued under section 1533.72 of the Revised 777  
Code for the same land for which the wild animal hunting 778  
preserve license was issued. 779

(L) A person may hunt game and nonnative wildlife in a 780  
licensed wild animal hunting preserve without obtaining a 781  
hunting license otherwise required by section 1533.10 of the 782  
Revised Code or a deer permit otherwise required by section 783  
1533.11 of the Revised Code. 784

Sec. 1533.75. (A) No person shall knowingly do any of the 785  
following: 786

(1) Import, transport, or possess live wild boar or feral 787  
swine; 788

(2) Release wild boar or feral swine into the wild or 789  
expand the range of a wild boar or feral swine by introducing 790  
the wild boar or feral swine to a new location; 791

(3) Allow a swine that is under the ownership or 792  
possession of the person to live in a feral state; 793

(4) Except as otherwise provided in section 1533.751 of 794

the Revised Code, hunt, trap, or kill a wild boar or feral swine 795  
or assist in the hunting, trapping, or killing of a wild boar or 796  
feral swine; 797

(5) Profit from the releasing, hunting, trapping, or 798  
killing of wild boar or feral swine; 799

(6) Fail to notify the division of wildlife in accordance 800  
with division (B) of section 1533.751 of the Revised Code. 801

(B) No person shall purposely feed a wild boar or feral 802  
swine. 803

**Sec. 1533.751.** (A) Except as provided in division rules, a 804  
person, including a property owner, tenant, or person 805  
responsible for a property's management, who knows or has reason 806  
to believe a wild boar or feral swine is present on private or 807  
public property shall notify the division of wildlife within 808  
twenty-four hours of the person so knowing or having reason to 809  
believe of the wild boar's or feral swine's presence. 810

(B) Except as provided in division rules, a person or a 811  
person's agent who encounters wild boar or feral swine on 812  
property owned or leased by that person may immediately 813  
eradicate the wild boar or feral swine without a hunting license 814  
required under section 1533.10 of the Revised Code if the person 815  
or agent does both of the following: 816

(1) Notifies the division as soon as practicable, but not 817  
later than twenty-four hours after the eradication or attempted 818  
eradication of the wild boar or feral swine; 819

(2) Follows the instructions provided by the division 820  
including the handling, preservation for testing, and disposal 821  
of any wild boar or feral swine carcass. 822

**Sec. 1533.99.** (A) Whoever violates section 1533.17 of the Revised Code is guilty of a misdemeanor of the third degree on a first offense and a misdemeanor of the second degree on each subsequent offense. In addition to any other sanction imposed under this division, on a second or subsequent offense occurring within a period of three consecutive years after the date of conviction of the immediately preceding violation of that section any firearms or other hunting implements in the possession or under the control of the offender at the time of the violation are subject to seizure in accordance with section 1531.20 of the Revised Code. If the offender persists in the offense after reasonable warning or request to desist, the offender is guilty of a misdemeanor of the second degree.

(B) Whoever violates section 1533.161, 1533.23, 1533.24, 1533.301, 1533.40, 1533.41, 1533.45, 1533.48, 1533.511, 1533.55, 1533.56, 1533.58, 1533.62, 1533.631, 1533.66, 1533.71, 1533.72, 1533.73, 1533.74, 1533.76, 1533.77, or 1533.79, division (J) of section 1533.731, or division (B) or (C) of section 1533.97 of the Revised Code is guilty of a misdemeanor of the third degree.

(C) Whoever violates division (B) of section 1533.03, section 1533.07, 1533.171, 1533.34, 1533.341, 1533.342, 1533.35, 1533.42, 1533.51, 1533.63, 1533.64, 1533.67, 1533.68, 1533.721, 1533.881, or 1533.882, division (B) (2) ~~or~~, (3), or (4) of section 1533.731, or division (A) of section 1533.97 of the Revised Code is guilty of a misdemeanor of the first degree.

(D) Whoever violates division (D) of section 1533.97 of the Revised Code is guilty of a misdemeanor of the fourth degree. The court shall require any person who is convicted of or pleads guilty to the offense to refund to all participants in the fishing tournament operated by the person any entry fees

paid by the participants. 853

(E) Whoever violates division (C) or (D) of section 854  
1533.632 of the Revised Code is guilty of a felony of the fifth 855  
degree. 856

(F) Whoever violates any section of this chapter for which 857  
no penalty is otherwise provided is guilty of a misdemeanor of 858  
the fourth degree. This division does not apply to division (A) 859  
of section 1533.751 of the Revised Code. 860

(G) A court that imposes sentence for a violation of any 861  
section of this chapter governing the holding, taking, or 862  
possession of wild animals may require the person who is 863  
convicted of or pleads guilty to the offense, in addition to any 864  
fine, term of imprisonment, seizure, and forfeiture imposed, to 865  
make restitution for the minimum value of the wild animal or 866  
animals illegally held, taken, or possessed as established under 867  
section 1531.201 of the Revised Code. An officer who collects 868  
moneys paid as restitution under this section shall pay those 869  
moneys to the treasurer of state who shall deposit them in the 870  
state treasury to the credit of the wildlife fund established 871  
under section 1531.17 of the Revised Code. 872

(H) Except as otherwise provided in this division, whoever 873  
violates section 1533.75 of the Revised Code is guilty of a 874  
misdemeanor of the first degree. Whoever violates that section 875  
when the violation involves the importing or releasing of a wild 876  
boar or feral swine is guilty of a felony of the fifth degree. 877  
In addition to any other penalty, the court shall require any 878  
person who is convicted of or pleads guilty to a violation of 879  
that section to pay the costs incurred by any state or federal 880  
agency for the investigation, control, and eradication of wild 881  
boar or feral swine that resulted from the violation. Money paid 882

to the division of wildlife shall be credited to the wildlife 883  
fund established under section 1531.17 of the Revised Code. 884

**Sec. 4745.01.** (A) "Standard renewal procedure," as used in 885  
Chapters 905., 907., 909., 911., 913., 915., 918., 921., 923., 886  
927., ~~942.~~ 943., 953., 1321., 3710., 3713., 3719., 3742., 887  
3748., 3769., 3783., 3921., 3951., 4104., 4105., 4169., 4561., 888  
4703., 4707., 4709., 4713., 4715., 4717., 4723., 4725., 4727., 889  
4728., 4729., 4731., 4733., 4734., 4739., 4741., 4747., 4749., 890  
4752., 4753., 4755., 4757., 4758., 4759., 4761., 4766., 4773., 891  
and 4775. of the Revised Code, means the license renewal 892  
procedures specified in this chapter. 893

(B) "Licensing agency," as used in this chapter, means any 894  
department, division, board, section of a board, or other state 895  
governmental unit subject to the standard renewal procedure, as 896  
defined in this section, and authorized by the Revised Code to 897  
issue a license to engage in a specific profession, occupation, 898  
or occupational activity, or to have charge of and operate 899  
certain specified equipment, machinery, or premises. 900

(C) "License," as used in this chapter, means a license, 901  
certificate, permit, card, or other authority issued or 902  
conferred by a licensing agency by authority of which the 903  
licensee has or claims the privilege to engage in the 904  
profession, occupation, or occupational activity, or to have 905  
control of and operate certain specific equipment, machinery, or 906  
premises, over which the licensing agency has jurisdiction. 907

(D) "Licensee," as used in this chapter, means either the 908  
person to whom the license is issued or renewed by a licensing 909  
agency, or the person, partnership, or corporation at whose 910  
request the license is issued or renewed. 911

(E) "Renewal" and "renewed," as used in this chapter and 912  
in the chapters of the Revised Code specified in division (A) of 913  
this section, includes the continuing licensing procedure 914  
provided in Chapter 3748. of the Revised Code and rules adopted 915  
under it and in sections 1321.05 and 3921.33 of the Revised 916  
Code, and as applied to those continuing licenses any reference 917  
in this chapter to the date of expiration of any license shall 918  
be construed to mean the due date of the annual or other fee for 919  
the continuing license. 920

**Section 2.** That existing sections 901.43, 926.01, 942.01, 921  
942.02, 942.13, 943.23, 943.26, 1531.01, 1533.01, 1533.731, 922  
1533.99, and 4745.01 of the Revised Code are hereby repealed. 923

**Section 3.** That sections 926.011, 942.03, 942.04, 942.05, 924  
942.06, 942.07, 942.10, 942.11, 942.12, and 942.99 of the 925  
Revised Code are hereby repealed. 926

**Section 4.** Any license to feed treated garbage to swine 927  
issued by the director of agriculture pursuant to section 942.02 928  
of the Revised Code prior to the effective date of this act 929  
expires on that date. 930