

_____ moved to amend as follows:

- In line 27, delete "analysis" and insert "evaluation" 1
- In line 30, delete "analysis" and insert "evaluation" 2
- In line 31, delete "analysis" and insert "evaluation" 3
- In line 34, delete "analysis" and insert "evaluation" 4
- In line 37, delete "analysis" and insert "evaluation" 5
- In line 42, delete "analysis" and insert "evaluation" 6
- In line 47, delete "analysis" and insert "evaluation" 7
- In line 51, delete "analysis" and insert "evaluation" 8
- In line 56, delete "analysis" and insert "evaluation" 9
- In line 389, delete "analysis" and insert "evaluation" 10
- In line 392, delete "analysis" and insert "evaluation" 11
- In line 455, strike through "who is a" 12
- Strike through line 456 13
- In line 457, strike through "commissioners" 14



In line 460, strike through "and who is a member of the Ohio"	15
In line 461, strike through "environmental health association"	16
In line 523, delete " <u>The five members of the committee appointed by</u>	17
<u>the</u> "	18
Delete lines 524 through 527	19
In line 528, delete " <u>(H)</u> "	20
In line 542, reinsert "(H)"; delete " <u>(I)</u> "	21
In line 545, reinsert "(I)"; delete " <u>(J)</u> "	22
Delete lines 578 through 643	23
After line 643, insert:	24
"Sec. 3718.11. (A) A property owner may request a hearing	25
with the board of health for any reason described in division	26
(A) (18) <u>(A) (17)</u> of section 3718.02 of the Revised Code. A	27
property owner may appeal the results of the hearing to either	28
of the following:	29
(1) The court of common pleas of the county in which the	30
property owner's land is located;	31
(2) A sewage treatment system appeals board that is	32
established in accordance with this section.	33
(B) A property owner that wishes to appeal to a sewage	34
treatment system appeals board shall file the appeal with the	35
board of health within whose jurisdiction the property owner's	36
land is located. Upon receipt of a filing, the board of health	37
shall send the filing of the appeal to the chairperson of the	38
sewage treatment system appeals board for the county in which	39
the board of health has jurisdiction.	40

(C) (1) Not later than ninety days after ~~the effective date~~ 41
~~of this section~~ September 17, 2010, a sewage treatment system 42
appeals board shall be appointed for each county as follows: 43

(a) One member shall be appointed by the health 44
commissioner of the general health district having jurisdiction 45
in the county. 46

(b) One member shall be appointed by the judge of the 47
probate court of the county having the longest continuous 48
service as a judge of the probate court. 49

(c) One member shall be appointed by the director of 50
health. 51

(2) Terms of appointment to a sewage treatment system 52
appeals board shall be for two years. Members may be 53
reappointed. Vacancies shall be filled in the same manner as 54
provided for original appointments. Any member appointed to fill 55
a vacancy occurring prior to the expiration of the term for 56
which the member was appointed shall hold office for the 57
remainder of that term. 58

(3) The person appointed by the judge of the probate court 59
shall serve as chairperson of the board. A majority vote of the 60
members of the board is necessary to take action on any matter. 61
The chairperson of the board shall designate the time and 62
location for a hearing before the board. Members of the board 63
shall serve without compensation. 64

(4) A board of health shall send an appeal that has been 65
filed with the board of health under division (B) of this 66
section to the sewage treatment system appeals board immediately 67
after the appeal has been filed. Not later than forty-five days 68
after a hearing before a sewage treatment system appeals board, 69

the board shall issue a written decision concerning an appeal 70
before the board. 71

(5) The judge of the probate court who made an appointment 72
to the board under this section shall establish due process 73
procedures to be used by the applicable sewage treatment system 74
appeals board appointed under this section for the purpose of 75
hearing appeals regarding orders and decisions of a board of 76
health. All appeals before the applicable sewage treatment 77
system appeals board shall be conducted in accordance with those 78
procedures. The procedures may include filing fees applicable to 79
appeals conducted by the sewage treatment system appeals board. 80

(D) An appeal before a sewage treatment system appeals 81
board is final, and no further appeal may be taken." 82

The motion was _____ agreed to.

SYNOPSIS 83

Sewage Treatment System Technical Advisory Committee 84

R.C. 3718.03 and 3718.11 85

Revises the membership requirements for the Sewage 86
Treatment System Technical Advisory Committee by doing both of 87
the following: 88

1. Removing the requirement that a person appointed to the 89
committee as a health commissioner must be a member of and 90
recommended by the Association of Ohio Health Commissioners; and 91

2. Removing the requirement that an environmental health 92

specialist appointed to the committee must be a member of the	93
Ohio Environmental Health Association.	94
Restores current law's process regarding sewage treatment	95
system appeals by removing the changes made by Sub. H.B. 692	96
that:	97
1. Eliminated the local sewage treatment system appeals	98
boards and required any appeal of a board of health decision to	99
instead be heard before the Governor-appointed members of the	100
Sewage Treatment System Technical Advisory Committee; and	101
2. Established a new process and timeline for those	102
appeals.	103
Soil evaluations	104
R.C. 3718.02	105
Clarifies Sub. H.B. 692's terminology by removing the term	106
"soil analysis" and replacing it with "soil evaluation"	107
throughout the bill.	108