

Sub. H. B. No. 96  
As Passed by the Senate  
LSCCD2, 6

\_\_\_\_\_ moved to amend as follows:

In line 345 of the title, after "103.60," insert "103.71,"	1
In line 346 of the title, delete "103.73," and insert "103.74,	2
103.75, 103.76, 103.77, 103.78, 103.79,"	3
In line 1033, strike through "correctional institution inspection	4
committee" and insert " <u>attorney general</u> "	5
In line 1034, strike through "committee's"; strike through "its" and	6
insert " <u>the attorney general's</u> "	7
In line 1035, delete " <u>103.71</u> " and insert " <u>109.39</u> "; strike through	8
"committee, its"	9
In line 1036, strike through "subcommittees, and its" and insert	10
" <u>the attorney general, including</u> "	11
In line 1037, strike through "as described in" and insert " <u>for</u>	12
<u>purposes of</u> "	13
Delete lines 3196 through 3316 (remove R.C. 103.71, 103.76, 103.77,	14
and 103.78)	15
After line 3677, insert:	16

Legislative Service Commission



~~"Sec. 103.73 109.39. (A) The correctional institution inspection committee shall do all of the following:~~ 17  
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~~(1) Subject to division (C) of this section, establish~~ 19  
There is, as a section within the office of the attorney 20  
general, an office of correctional facility inspection services. 21  
The office shall establish and maintain a continuing program of 22  
inspection of each state correctional institution used for the 23  
custody, control, training, and rehabilitation of persons 24  
convicted of crime and of each private correctional facility. 25  
~~Subject to division (C) of this section, the committee may~~ 26  
~~inspect;~~ any local correctional institution used for the same 27  
purposes; and any youth services facility. ~~Subject to division~~ 28  
~~(C) of this section, the committee, and each member of the~~ 29  
~~committee, for the purpose of making an inspection pursuant to~~ 30  
~~this section, shall have access to any state or local~~ 31  
~~correctional institution, to any private correctional facility,~~ 32  
~~or to any part of the institution or facility and shall not be~~ 33  
~~required to give advance notice of, or to make prior~~ 34  
~~arrangements before conducting, an inspection.~~ Each inspection 35  
shall include an evaluation of the inmate grievance procedure, 36  
compliance with meal requirements, at least one review of 37  
rehabilitative or educational programs, and any other compliance 38  
area the office determines is appropriate. Not later than the 39  
last day of January of each year, the office shall submit a 40  
report on its findings from the previous calendar year to the 41  
general assembly in accordance with section 101.68 of the 42  
Revised Code. 43

~~(2) Evaluate and~~ (B) The correctional facility inspection 44  
services office may assist the attorney general and correctional 45  
facility leadership in the development and evaluation of 46

programs to improve the condition or operation of ~~correctional~~  
the facilities or institutions listed in division (A) of this  
section.

~~(3) Prepare a report for submission to the succeeding~~  
~~general assembly of the findings the committee makes in its~~  
~~inspections and of any programs that have been proposed or~~  
~~developed to improve the condition or operation of the~~  
~~correctional institutions in the state. The report shall contain~~  
~~a separate evaluation of the inmate grievance procedure at each~~  
~~state correctional institution. The committee shall submit the~~  
~~report to the succeeding general assembly within fifteen days~~  
~~after commencement of that general assembly's first regular~~  
~~session.~~

~~(B) Subject to division (C) of this section, the committee~~  
~~shall make an inspection of each state correctional institution~~  
~~each biennium and of each private correctional facility each~~  
~~biennium. The inspection shall include attendance at one general~~  
~~meal period and one rehabilitative or educational program~~

(C) The office of correctional facility inspection  
services shall not be required to give advance notice of, or to  
make prior arrangements before conducting, an inspection under  
division (A) of this section.

~~(C) An inspection of a state correctional institution, a~~  
~~private correctional facility, or a local correctional~~  
~~institution under division (A) or (B) of this section or under~~  
~~section 103.74 of the Revised Code, or an inspection under~~  
~~section 103.76 of the Revised Code, is subject to and shall be~~  
~~conducted in accordance with all of the following:~~

~~(1) The inspection shall not be conducted unless the~~

~~chairperson of the committee grants prior approval for the inspection.~~ 76  
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~~(2) The inspection shall be conducted by at least one staff member of the committee and may include one or more of the members appointed to the committee.~~ 78  
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~~(3) Unless the chairperson of the committee determines that the inspection must be conducted outside of normal business hours for any reason, including emergency circumstances or a justifiable cause that perpetuates the mission of the committee, and the chairperson specifies in the grant of prior approval for the inspection that the chairperson has so determined, the inspection shall be conducted only during normal business hours. If the chairperson determines that the inspection must be conducted outside of normal business hours and the chairperson specifies in the grant of prior approval for the inspection that the chairperson has so determined, the inspection may be conducted outside of normal business hours.~~ 81  
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(D) The attorney general shall provide adequate office space, staff, equipment, and materials to the correctional facility inspection services office. 93  
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(E) The total costs of each inspection conducted under this section shall be recovered by the attorney general from the department of corrections and rehabilitation or the department of youth services. 96  
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(F) As used in this section: 100

~~(1)~~ "Local public entity," "out-of-state prisoner," and "private contractor" have the same meanings as in section 9.07 of the Revised Code. 101  
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~~(2)~~—"Private correctional facility" means a correctional facility in this state that houses out-of-state prisoners and that is operated by a private contractor under a contract with a local public entity pursuant to section 9.07 of the Revised Code.

"Youth services facility" means a facility operated, or contracted for, by the department of youth services that is used for the care, protection, treatment, or secure confinement of any child committed to the department's custody."

In line 7195, after "(3)" strike through the balance of the line

In line 7196, strike through "(4)"

In line 7197, strike through "(5)" and insert "(4)"

In line 7198, strike through "(6)" and insert "(5)"

After line 41913, insert:

**"Sec. 2967.18.** (A) Whenever the director of rehabilitation and correction determines that the total population of the state correctional institutions for males and females, the total population of the state correctional institutions for males, or the total population of the state correctional institutions for females exceeds the capacity of those institutions and that an overcrowding emergency exists, the director shall notify the ~~correctional institution inspection committee~~ attorney general of the emergency and provide the ~~committee~~ attorney general with information in support of the director's determination. The director shall not notify the ~~committee~~ attorney general that an overcrowding emergency exists unless the director determines that no other reasonable method is available to resolve the overcrowding emergency.

(B) On receipt of the notice given pursuant to division 132  
(A) of this section, the ~~correctional institution inspection-~~ 133  
~~committee attorney general~~ promptly shall review the 134  
determination of the director of rehabilitation and correction. 135  
Notwithstanding any other provision of the Revised Code or the 136  
Administrative Code that governs the lengths of criminal 137  
sentences, sets forth the time within which a prisoner is 138  
eligible for parole or within which a prisoner may apply for 139  
release, or regulates the procedure for granting parole or 140  
release to prisoners confined in state correctional 141  
institutions, the ~~committee attorney general~~ may recommend to 142  
the governor that the prison terms of eligible male, female, or 143  
all prisoners, as determined under division (E) of this section, 144  
be reduced by thirty, sixty, or ninety days, in the manner 145  
prescribed in that division. 146

(C) If the ~~correctional institution inspection committee-~~ 147  
~~attorney general~~ disagrees with the determination of the 148  
director of rehabilitation and correction that an overcrowding 149  
emergency exists, if the ~~committee attorney general~~ finds that 150  
an overcrowding emergency exists but does not make a 151  
recommendation pursuant to division (B) of this section, or if 152  
the ~~committee attorney general~~ does not make a finding or a 153  
recommendation pursuant to that division within thirty days of 154  
receipt of the notice given pursuant to division (A) of this 155  
section, the director may recommend to the governor that the 156  
action set forth in division (B) of this section be taken. 157

(D) Upon receipt of a recommendation from the ~~correctional~~ 158  
~~institution inspection committee attorney general~~ or the 159  
director of rehabilitation and correction made pursuant to this 160  
section, the governor may declare in writing that an 161

overcrowding emergency exists in all of the institutions within 162  
the control of the department in which men are confined, in 163  
which women are confined, or both. The declaration shall state 164  
that the adult parole authority shall take the action set forth 165  
in division (B) of this section. After the governor makes the 166  
declaration, the director shall file a copy of it with the 167  
secretary of state, and the copy is a public record. 168

The department may begin to implement the declaration of 169  
the governor made pursuant to this section on the date that it 170  
is filed with the secretary of state. The department shall begin 171  
to implement the declaration within thirty days after the date 172  
of filing. The declaration shall be implemented in accordance 173  
with division (E) of this section. 174

(E) (1) No reduction of sentence pursuant to division (B) 175  
of this section shall be granted to any of the following: 176

(a) A person who is serving a term of imprisonment for 177  
aggravated murder, murder, voluntary manslaughter, involuntary 178  
manslaughter, felonious assault, kidnapping, rape, aggravated 179  
arson, aggravated robbery, or any other offense punishable by 180  
life imprisonment or by an indefinite term of a specified number 181  
of years to life, or for conspiracy in, complicity in, or 182  
attempt to commit any of those offenses; 183

(b) A person who is serving a term of imprisonment for any 184  
felony other than carrying a concealed weapon that was committed 185  
while the person had a firearm, as defined in section 2923.11 of 186  
the Revised Code, on or about the offender's person or under the 187  
offender's control; 188

(c) A person who is serving a term of imprisonment for a 189  
violation of section 2925.03 of the Revised Code; 190

(d) A person who is serving a term of imprisonment for 191  
engaging in a pattern of corrupt activity; 192

(e) A person who is serving a prison term or term of life 193  
imprisonment without parole imposed pursuant to section 2971.03 194  
of the Revised Code; 195

(f) A person who was denied parole or release pursuant to 196  
section 2929.20 of the Revised Code during the term of 197  
imprisonment the person currently is serving. 198

(2) A declaration of the governor that requires the adult 199  
parole authority to take the action set forth in division (B) of 200  
this section shall be implemented only by reducing the prison 201  
terms of prisoners who are not in any of the categories set 202  
forth in division (E)(1) of this section, and only by granting 203  
reductions of prison terms in the following order: 204

(a) Under any such declaration, prison terms initially 205  
shall be reduced only for persons who are not in any of the 206  
categories set forth in division (E)(1) of this section and who 207  
are not serving a term of imprisonment for any of the following 208  
offenses: 209

(i) An offense of violence that is a felony of the first, 210  
second, or third degree or that, under the law in existence 211  
prior to ~~the effective date of this amendment~~ July 1, 1996, was 212  
an aggravated felony of the first, second, or third degree or a 213  
felony of the first or second degree; 214

(ii) An offense set forth in Chapter 2925. of the Revised 215  
Code that is a felony of the first or second degree. 216

(b) If every person serving a term of imprisonment at the 217  
time of the implementation of any such declaration who is in the 218



class of persons eligible for the initial reduction of prison terms, as described in division (E) (2) (a) of this section, has received a total of ninety days of term reduction for each three years of imprisonment actually served, then prison terms may be reduced for all other persons serving a term of imprisonment at that time who are not in any of the categories set forth in division (E) (1) of this section.

(F) An offender who is released from a state correctional institution pursuant to this section is subject to post-release control sanctions imposed by the adult parole authority as if the offender was a prisoner described in division (B) of section 2967.28 of the Revised Code who was being released from imprisonment.

(G) If more than one overcrowding emergency is declared while a prisoner is serving a prison term, the total term reduction for that prisoner as the result of multiple declarations shall not exceed ninety days for each three years of imprisonment actually served."

After line 115492, insert:

**"Sec. 5120.034.** (A) (1) The department of rehabilitation and correction shall permit representatives of all nonprofit faith-based, business, professional, civic, educational, and community organizations that are registered with the department to enter institutions under the control of the department for the purpose of providing reentry services to inmates. Reentry services may include, but are not limited to, counseling, housing, job-placement, and money-management assistance.

(2) The department shall adopt rules pursuant to Chapter 119. of the Revised Code for the screening and registration of

nonprofit faith-based, business, professional, civic, 248  
educational, and community organizations that apply to provide 249  
reentry services in institutions under the department's control. 250

(B) (1) The department shall post a department telephone 251  
number on the department's official internet web site that 252  
nonprofit faith-based, business, professional, civic, 253  
educational, and community organizations that wish to provide 254  
reentry services to inmates may call to obtain information. The 255  
internet web site also shall list all of the nonprofit faith- 256  
based, business, professional, civic, educational, and community 257  
organizations that are registered with the department under this 258  
section. 259

(2) The department shall actively recruit nonprofit faith- 260  
based, business, professional, civic, educational, and community 261  
organizations to provide reentry services in institutions under 262  
the department's control. The department shall recruit nonprofit 263  
organizations from all faiths and beliefs. 264

(C) Annually, the department shall issue a written report 265  
on the department's progress in implementing the recommendations 266  
of the correctional faith-based initiatives task force. The 267  
department shall provide a copy of the written report to ~~each~~ 268  
~~member of the correctional institution inspection committee~~ 269  
~~created under section 103.71 of the Revised Code~~ the general 270  
assembly in accordance with section 101.68 of the Revised Code. 271

(D) The department shall not endorse or sponsor any faith- 272  
based reentry program or endorse any specific religious message. 273  
The department may not require an inmate to participate in a 274  
faith-based program." 275

After line 115595, insert: 276

"Sec. 5120.173. Any person who is required to report abuse 277  
or neglect of a child under eighteen years of age that is 278  
reasonably suspected or believed to have occurred or the threat 279  
of which is reasonably suspected or believed to exist pursuant 280  
to division (A) of section 2151.421 of the Revised Code, any 281  
person who is permitted to report or cause a report to be made 282  
of reasonably suspected abuse or neglect of a child under 283  
eighteen years of age pursuant to division (B) of that section, 284  
any person who is required to report suspected abuse or neglect 285  
of a person with a developmental disability pursuant to division 286  
(C) of section 5123.61 of the Revised Code, and any person who 287  
is permitted to report suspected abuse or neglect of a person 288  
with a developmental disability pursuant to division (F) of that 289  
section and who makes or causes the report to be made, shall 290  
direct that report to the state highway patrol if the child or 291  
the person with a developmental disability is an inmate in the 292  
custody of a state correctional institution. If the state 293  
highway patrol determines after receipt of the report that it is 294  
probable that abuse or neglect of the inmate occurred, the 295  
patrol shall report its findings to the department of 296  
rehabilitation and correction, to the court that sentenced the 297  
inmate for the offense for which the inmate is in the custody of 298  
the department, and to the ~~chairperson and vice-chairperson of~~ 299  
~~the correctional institution inspection committee established by~~ 300  
~~section 103.71 of the Revised Code~~ attorney general." 301

In line 115650, after "provide" insert an underlined comma; strike 302  
through "correctional institution inspection committee" and insert 303  
"chairperson of the committee in each house that primarily handles 304  
criminal justice matters," 305

In line 115659, strike through "other" 306

In line 115663, strike through "correctional institution inspection committee" and insert "attorney general" 307 308

In line 115672, strike through "at least one person who is a member" 309

In line 115673, strike through "or staff employee of the committee" and insert "the attorney general or a representative of the attorney general" 310 311 312

After line 118664, insert: 313

**"Sec. 5139.12.** Any person who is required, pursuant to 314  
division (A) of section 2151.421 of the Revised Code, to report 315  
the person's knowledge of or reasonable cause to suspect abuse 316  
or neglect or threat of abuse or neglect of a child under 317  
eighteen years of age or a person with a developmental 318  
disability or physical impairment under twenty-one years of age, 319  
or any person who is permitted, pursuant to division (B) of that 320  
section, to report or cause such a report to be made and who 321  
makes or causes the report to be made, shall direct that report 322  
to the state highway patrol if the child is a delinquent child 323  
in the custody of an institution. If the state highway patrol 324  
determines after receipt of the report that there is probable 325  
cause that abuse or neglect or threat of abuse or neglect of the 326  
delinquent child occurred, the highway patrol shall report its 327  
findings to the department of youth services, to the court that 328  
ordered the disposition of the delinquent child for the act that 329  
would have been an offense if committed by an adult and for 330  
which the delinquent child is in the custody of the department, 331  
to the public children services agency in the county in which 332  
the child resides or in which the abuse or neglect or threat of 333  
abuse or neglect occurred, and to the ~~chairperson and vice-~~ 334  
~~chairperson of the correctional institution inspection committee~~ 335

~~established by section 103.71 of the Revised Code~~attorney 336  
general. 337

**Sec. 5139.14.** (A) (1) The department of youth services 338  
shall permit representatives of all nonprofit faith-based, 339  
business, professional, civic, educational, and community 340  
organizations that are registered with the department to enter 341  
institutions that are under the department's control and 342  
management for the purpose of providing reentry services to 343  
delinquent children in the department's custody. Reentry 344  
services may include, but are not limited to, counseling, 345  
housing, job-placement, and money-management assistance. 346

(2) The department shall adopt rules pursuant to Chapter 347  
119. of the Revised Code for the screening and registration of 348  
nonprofit faith-based, business, professional, civic, 349  
educational, and community organizations that apply to provide 350  
reentry services to delinquent children in institutions under 351  
the department's control and management. 352

(B) (1) The department shall post a department telephone 353  
number on the department's official internet web site that 354  
nonprofit faith-based, business, professional, civic, 355  
educational, and community organizations that wish to provide 356  
reentry services to delinquent children may call to obtain 357  
information. The internet web site also shall list all of the 358  
faith-based, business, professional, civic, educational, and 359  
community organizations that are registered with the department 360  
under this section. 361

(2) The department shall actively recruit nonprofit faith- 362  
based, business, professional, civic, educational, and community 363  
organizations to provide reentry services in institutions under 364  
the department's control and management. The department shall 365

recruit nonprofit organizations from all faiths and beliefs. 366

(C) Annually, the department shall issue a written report 367  
on the department's progress in implementing the recommendations 368  
of the correctional faith-based initiatives task force. The 369  
department shall provide a copy of the written report to ~~each~~ 370  
~~member of the correctional institution inspection committee~~ 371  
~~created under section 103.71 of the Revised Code~~ the general 372  
assembly in accordance with section 101.68 of the Revised Code. 373

(D) The department shall not endorse or sponsor any faith- 374  
based reentry program or endorse any specific religious message. 375  
The department may not require any child in its custody to 376  
participate in a faith-based program." 377

After line 118771, insert: 378

**"Sec. 5145.162.** (A) There is hereby created the office of 379  
enterprise development advisory board to advise and assist the 380  
department of rehabilitation and correction with the creation of 381  
training programs and jobs for inmates and releasees through 382  
partnerships with private sector businesses. The board shall 383  
consist of at least five appointed members ~~and the staff~~ 384  
~~representative assigned by the correctional institution~~ 385  
~~inspection committee, who shall serve as an ex officio member.~~ 386  
Each member shall have experience in labor relations, marketing, 387  
business management, or business. The members and chairperson 388  
shall be appointed by the director of the department of 389  
rehabilitation and correction. 390

(B) Each member of the advisory board shall receive no 391  
compensation but may be reimbursed for expenses actually and 392  
necessarily incurred in the performance of official duties of 393  
the board. Members of the board who are state employees shall be 394

reimbursed for expenses pursuant to travel rules promulgated by 395  
the office of budget and management. 396

(C) The advisory board shall adopt procedures for the 397  
conduct of the board's meetings. The board shall meet at least 398  
once every quarter, and otherwise shall meet at the call of the 399  
chairperson or the director of the department of rehabilitation 400  
and correction. Sixty per cent of the members shall constitute a 401  
quorum. No transaction of the board's business shall be taken 402  
without the concurrence of a quorum of the members. The board 403  
may have committees with persons who are not members of the 404  
board but whose experience and expertise is relevant and useful 405  
to the work of the committee. 406

(D) The advisory board shall have the following duties: 407

(1) Solicit business proposals offering job training, 408  
apprenticeship, education programs, and employment opportunities 409  
for inmates, releasees, and Ohio penal industries; 410

(2) Provide information and input to the office of 411  
enterprise development to support the job training and 412  
employment program of inmates and releasees and any additional, 413  
related duties as requested by the director of the department of 414  
rehabilitation and correction; 415

(3) Recommend to the office of enterprise development any 416  
legislation, administrative rule, or department policy change 417  
that the board believes is necessary to implement the 418  
department's program; 419

(4) Promote public awareness of the office of enterprise 420  
development and the office's employment program; 421

(5) Familiarize itself and the public with avenues to 422

access the office of enterprise development on employment 423  
program concerns; 424

(6) Advocate for the needs and concerns of the office of 425  
enterprise development in local communities, counties, and the 426  
state; 427

(7) Play an active role in the office of enterprise 428  
development's efforts to reduce recidivism in the state by doing 429  
all of the following: 430

(a) Providing input and making recommendations for the 431  
office's consideration in monitoring employment program 432  
compliance and effectiveness; 433

(b) Making suggestions on the appropriate priorities for 434  
the office's grant award criteria; 435

(c) Being a liaison between the office and constituents of 436  
the board's members; 437

(d) Working to develop constituent groups interested in 438  
employment program issues; 439

(8) Aid in the employment program development process by 440  
playing a leadership role in professional associations by 441  
discussing employment program issues. 442

(E) The department of rehabilitation and correction shall 443  
initially screen each proposal obtained under division (D) (1) of 444  
this section to ensure that the proposal is a viable venture to 445  
pursue. If the department determines that a proposal is a viable 446  
venture to pursue, the department shall submit the proposal to 447  
the board for objective review against established guidelines. 448  
The board shall determine whether to recommend the 449  
implementation of the program to the department." 450



In line 145058, after "103.24," insert "103.71,"; delete "103.73," 451  
and insert "103.74, 103.75, 103.76, 103.77, 103.78, 103.79," 452

In the table on line 149893, in row E, delete "\$497,000 \$522,000" 453  
and insert "\$125,000 \$0" 454

In the table on line 149893, in rows J and K, subtract \$372,000 from 455  
fiscal year 2026 and \$522,000 from fiscal year 2027 456

Delete lines 149912 through 149914 457

In line 149915, delete "unexpended, unencumbered balance of the" and 458  
insert "The" 459

In line 149916, delete "at" and insert "shall be used for 460  
Correctional Institution Inspection Committee operations until the date 461  
the Committee is abolished." 462

Delete lines 149917 through 149927 463

After line 155812, insert: 464

**"Section 525.00.01.** (A) Effective on the ninety-first day 465  
after this section takes effect, the Correctional Institutional 466  
Inspection Committee is abolished. All records of the Committee 467  
shall be transferred to the Attorney General, and all of its 468  
other assets and liabilities shall be transferred to the 469  
Attorney General. The Attorney General is successor to, and 470  
assumes the obligations of, the Committee. 471

(B) Any business commenced, but not completed by the 472  
Committee on that date shall be completed by the Attorney 473  
General in the same manner, and with the same effect, as if 474  
completed by the Committee. No validation, cure, right, 475  
privilege, remedy, obligation, or liability is lost or impaired 476  
by reason of the transfer required by this section. 477

(C) Wherever the Committee is referred to in any law, 478  
 contract, or other document, the reference shall be deemed to 479  
 refer to the Attorney General. 480

(D) No action or proceeding pending on that date is 481  
 affected by the transfer, and any such action or proceeding 482  
 shall be prosecuted or defended in the name of the Attorney 483  
 General. In all such actions and proceedings, the Attorney 484  
 General, on application to the court, shall be substituted as a 485  
 party." 486

After line 157546, insert: 487

"Section 2967.18 of the Revised Code as amended by both H.B. 180 and 488  
 H.B. 445 of the 121st General Assembly." 489

Update the title, amend, enact, or repeal clauses accordingly 490

The motion was \_\_\_\_\_ agreed to.

#### SYNOPSIS 491

**CIIC -- abolish and transfer duties to AGO** 492

**R.C. 103.73 (renumbered to 109.39) and Section 525.\_\_\_\_;** 493  
**R.C. 103.71, 103.74, 103.75, 103.76, 103.77, 103.78, and 103.79** 494  
**(repealed); conforming changes in R.C. 9.07, 121.93, 2967.18,** 495  
**5120.034, 5120.173, 5120.51, 5139.12, 5139.14, and 5145.162** 496

Abolishes CIIC and transfers their duties to AGO. 497

**Legislative Service Commission** 498

**Sections 323.10 and 323.20** 499

Legislative Service Commission

Decreases GRF ALI 035405, Correctional Institution	500
Inspection Committee, under the budget of LSC, by \$372,000, to	501
\$125,000, in FY 2026 and eliminates the \$522,000 appropriation	502
for ALI 035405 in FY 2027. Requires ALI 035405 to be used for	503
CIIC operations until CIIC is abolished.	504