

Sub. H. B. No. 96
As Passed by the Senate
OHSCD5

_____ moved to amend as follows:

After line 15542, insert:

"Sec. 149.3010. The Ohio history connection, in addition to its other functions, may use any land owned by the Ohio history connection, any land owned by the state and in the Ohio history connection's custody and control, any land leased by the Ohio history connection, or any land that the Ohio history connection has agreed to lease to another entity or organization, for the purpose of repatriation of American Indian human remains.

The Ohio history connection shall work with and cooperate with federally recognized Indian tribal governments in the selection, management, and use of burial sites under this section. The Ohio history connection shall implement reasonable standards for the use and maintenance of the burial sites. In the event the Ohio history connection shall deaccession, otherwise dispose of, or no longer have custody and control of a burial site, the Ohio history connection shall retain access and authority to maintain the site or the Ohio history connection shall assign its right of access and maintenance to the person

acquiring the site. For each burial site established on or after 20
the effective date of this section, and for each burial site 21
established before the effective date of this section and for 22
which it is legally feasible, the Ohio history connection shall 23
establish a perpetual easement, enforceable by the Ohio history 24
connection or a person assigned by the Ohio history connection, 25
to preserve the burial sites. 26

Chapters 517., 759., 1721., and 4767. of the Revised Code 27
do not apply to burial sites under this section." 28

In line 16241, after "requested" insert "; 29

(bbb) Records pertaining to burial sites under section 149.3010 of 30
the Revised Code" 31

In line 16253, after the comma insert "records pertaining to burial 32
sites under section 149.3010 of the Revised Code," 33

Update the title, amend, enact, or repeal clauses accordingly 34

The motion was _____ agreed to.

SYNOPSIS 35

American Indian burial sites 36

R.C. 149.43 and 149.3010 37

Restores Executive provisions that were removed by the 38
Senate that do the following: 39

-Requires burial sites used by OHC for the repatriation of 40
American Indian remains to have an easement, enforceable by OHC, 41

to preserve the burial sites. 42

-Exempts records related to such burial sites from 43
disclosure under the Ohio Public Records Act, and excludes them 44
from the 75-year disclosure requirement. 45