

As Introduced

131st General Assembly

Regular Session

2015-2016

S. B. No. 101

Senator Cafaro

Cosponsors: Senators Yuko, Skindell, Tavares

A BILL

To amend sections 121.22, 2907.29, 3313.60, 1
3313.6011, 3314.03, 3326.11, 3328.24, 4729.16, 2
4729.18, and 4729.35 and to enact sections 3
1751.68, 3701.049, 3727.61, 3727.611, 3727.612, 4
3923.84, 4729.43, and 4729.44 of the Revised 5
Code regarding coverage for prescription 6
contraceptive drugs and devices, the provision 7
of certain hospital and pregnancy prevention 8
services for victims of sexual assault, and 9
comprehensive sexual health and sexually 10
transmitted infection education in schools. 11

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

Section 1. That sections 121.22, 2907.29, 3313.60, 12
3313.6011, 3314.03, 3326.11, 3328.24, 4729.16, 4729.18, and 13
4729.35 be amended and sections 1751.68, 3701.049, 3727.61, 14
3727.611, 3727.612, 3923.84, 4729.43, and 4729.44 of the Revised 15
Code be enacted to read as follows: 16

Sec. 121.22. (A) This section shall be liberally construed 17
to require public officials to take official action and to 18
conduct all deliberations upon official business only in open 19

meetings unless the subject matter is specifically excepted by	20
law.	21
(B) As used in this section:	22
(1) "Public body" means any of the following:	23
(a) Any board, commission, committee, council, or similar	24
decision-making body of a state agency, institution, or	25
authority, and any legislative authority or board, commission,	26
committee, council, agency, authority, or similar decision-	27
making body of any county, township, municipal corporation,	28
school district, or other political subdivision or local public	29
institution;	30
(b) Any committee or subcommittee of a body described in	31
division (B) (1) (a) of this section;	32
(c) A court of jurisdiction of a sanitary district	33
organized wholly for the purpose of providing a water supply for	34
domestic, municipal, and public use when meeting for the purpose	35
of the appointment, removal, or reappointment of a member of the	36
board of directors of such a district pursuant to section	37
6115.10 of the Revised Code, if applicable, or for any other	38
matter related to such a district other than litigation	39
involving the district. As used in division (B) (1) (c) of this	40
section, "court of jurisdiction" has the same meaning as "court"	41
in section 6115.01 of the Revised Code.	42
(2) "Meeting" means any prearranged discussion of the	43
public business of the public body by a majority of its members.	44
(3) "Regulated individual" means either of the following:	45
(a) A student in a state or local public educational	46
institution;	47

(b) A person who is, voluntarily or involuntarily, an inmate, patient, or resident of a state or local institution because of criminal behavior, mental illness or retardation, disease, disability, age, or other condition requiring custodial care.

(4) "Public office" has the same meaning as in section 149.011 of the Revised Code.

(C) All meetings of any public body are declared to be public meetings open to the public at all times. A member of a public body shall be present in person at a meeting open to the public to be considered present or to vote at the meeting and for purposes of determining whether a quorum is present at the meeting.

The minutes of a regular or special meeting of any public body shall be promptly prepared, filed, and maintained and shall be open to public inspection. The minutes need only reflect the general subject matter of discussions in executive sessions authorized under division (G) or (J) of this section.

(D) This section does not apply to any of the following:

(1) A grand jury;

(2) An audit conference conducted by the auditor of state or independent certified public accountants with officials of the public office that is the subject of the audit;

(3) The adult parole authority when its hearings are conducted at a correctional institution for the sole purpose of interviewing inmates to determine parole or pardon;

(4) The organized crime investigations commission established under section 177.01 of the Revised Code;

(5) Meetings of a child fatality review board established under section 307.621 of the Revised Code and meetings conducted pursuant to sections 5153.171 to 5153.173 of the Revised Code;	76 77 78
(6) The state medical board when determining whether to suspend a certificate without a prior hearing pursuant to division (G) of either section 4730.25 or 4731.22 of the Revised Code;	79 80 81 82
(7) The board of nursing when determining whether to suspend a license or certificate without a prior hearing pursuant to division (B) of section 4723.281 of the Revised Code;	83 84 85 86
(8) The state board of pharmacy when determining whether to suspend a license without a prior hearing pursuant to division (D) <u>(E)</u> of section 4729.16 of the Revised Code;	87 88 89
(9) The state chiropractic board when determining whether to suspend a license without a hearing pursuant to section 4734.37 of the Revised Code;	90 91 92
(10) The executive committee of the emergency response commission when determining whether to issue an enforcement order or request that a civil action, civil penalty action, or criminal action be brought to enforce Chapter 3750. of the Revised Code;	93 94 95 96 97
(11) The board of directors of the nonprofit corporation formed under section 187.01 of the Revised Code or any committee thereof, and the board of directors of any subsidiary of that corporation or a committee thereof;	98 99 100 101
(12) An audit conference conducted by the audit staff of the department of job and family services with officials of the public office that is the subject of that audit under section	102 103 104

5101.37 of the Revised Code;	105
(13) The occupational therapy section of the occupational therapy, physical therapy, and athletic trainers board when determining whether to suspend a license or limited permit without a hearing pursuant to division (D) of section 4755.11 of the Revised Code;	106 107 108 109 110
(14) The physical therapy section of the occupational therapy, physical therapy, and athletic trainers board when determining whether to suspend a license without a hearing pursuant to division (E) of section 4755.47 of the Revised Code;	111 112 113 114
(15) The athletic trainers section of the occupational therapy, physical therapy, and athletic trainers board when determining whether to suspend a license without a hearing pursuant to division (D) of section 4755.64 of the Revised Code.	115 116 117 118
(E) The controlling board, the tax credit authority, or the minority development financing advisory board, when meeting to consider granting assistance pursuant to Chapter 122. or 166. of the Revised Code, in order to protect the interest of the applicant or the possible investment of public funds, by unanimous vote of all board or authority members present, may close the meeting during consideration of the following information confidentially received by the authority or board from the applicant:	119 120 121 122 123 124 125 126 127
(1) Marketing plans;	128
(2) Specific business strategy;	129
(3) Production techniques and trade secrets;	130
(4) Financial projections;	131
(5) Personal financial statements of the applicant or	132

members of the applicant's immediate family, including, but not 133
limited to, tax records or other similar information not open to 134
public inspection. 135

The vote by the authority or board to accept or reject the 136
application, as well as all proceedings of the authority or 137
board not subject to this division, shall be open to the public 138
and governed by this section. 139

(F) Every public body, by rule, shall establish a 140
reasonable method whereby any person may determine the time and 141
place of all regularly scheduled meetings and the time, place, 142
and purpose of all special meetings. A public body shall not 143
hold a special meeting unless it gives at least twenty-four 144
hours' advance notice to the news media that have requested 145
notification, except in the event of an emergency requiring 146
immediate official action. In the event of an emergency, the 147
member or members calling the meeting shall notify the news 148
media that have requested notification immediately of the time, 149
place, and purpose of the meeting. 150

The rule shall provide that any person, upon request and 151
payment of a reasonable fee, may obtain reasonable advance 152
notification of all meetings at which any specific type of 153
public business is to be discussed. Provisions for advance 154
notification may include, but are not limited to, mailing the 155
agenda of meetings to all subscribers on a mailing list or 156
mailing notices in self-addressed, stamped envelopes provided by 157
the person. 158

(G) Except as provided in divisions (G) (8) and (J) of this 159
section, the members of a public body may hold an executive 160
session only after a majority of a quorum of the public body 161
determines, by a roll call vote, to hold an executive session 162

and only at a regular or special meeting for the sole purpose of 163
the consideration of any of the following matters: 164

(1) To consider the appointment, employment, dismissal, 165
discipline, promotion, demotion, or compensation of a public 166
employee or official, or the investigation of charges or 167
complaints against a public employee, official, licensee, or 168
regulated individual, unless the public employee, official, 169
licensee, or regulated individual requests a public hearing. 170
Except as otherwise provided by law, no public body shall hold 171
an executive session for the discipline of an elected official 172
for conduct related to the performance of the elected official's 173
official duties or for the elected official's removal from 174
office. If a public body holds an executive session pursuant to 175
division (G) (1) of this section, the motion and vote to hold 176
that executive session shall state which one or more of the 177
approved purposes listed in division (G) (1) of this section are 178
the purposes for which the executive session is to be held, but 179
need not include the name of any person to be considered at the 180
meeting. 181

(2) To consider the purchase of property for public 182
purposes, or for the sale of property at competitive bidding, if 183
premature disclosure of information would give an unfair 184
competitive or bargaining advantage to a person whose personal, 185
private interest is adverse to the general public interest. No 186
member of a public body shall use division (G) (2) of this 187
section as a subterfuge for providing covert information to 188
prospective buyers or sellers. A purchase or sale of public 189
property is void if the seller or buyer of the public property 190
has received covert information from a member of a public body 191
that has not been disclosed to the general public in sufficient 192
time for other prospective buyers and sellers to prepare and 193

submit offers.	194
If the minutes of the public body show that all meetings	195
and deliberations of the public body have been conducted in	196
compliance with this section, any instrument executed by the	197
public body purporting to convey, lease, or otherwise dispose of	198
any right, title, or interest in any public property shall be	199
conclusively presumed to have been executed in compliance with	200
this section insofar as title or other interest of any bona fide	201
purchasers, lessees, or transferees of the property is	202
concerned.	203
(3) Conferences with an attorney for the public body	204
concerning disputes involving the public body that are the	205
subject of pending or imminent court action;	206
(4) Preparing for, conducting, or reviewing negotiations	207
or bargaining sessions with public employees concerning their	208
compensation or other terms and conditions of their employment;	209
(5) Matters required to be kept confidential by federal	210
law or regulations or state statutes;	211
(6) Details relative to the security arrangements and	212
emergency response protocols for a public body or a public	213
office, if disclosure of the matters discussed could reasonably	214
be expected to jeopardize the security of the public body or	215
public office;	216
(7) In the case of a county hospital operated pursuant to	217
Chapter 339. of the Revised Code, a joint township hospital	218
operated pursuant to Chapter 513. of the Revised Code, or a	219
municipal hospital operated pursuant to Chapter 749. of the	220
Revised Code, to consider trade secrets, as defined in section	221
1333.61 of the Revised Code;	222

(8) To consider confidential information related to the 223
marketing plans, specific business strategy, production 224
techniques, trade secrets, or personal financial statements of 225
an applicant for economic development assistance, or to 226
negotiations with other political subdivisions respecting 227
requests for economic development assistance, provided that both 228
of the following conditions apply: 229

~~(1)~~(a) The information is directly related to a request 230
for economic development assistance that is to be provided or 231
administered under any provision of Chapter 715., 725., 1724., 232
or 1728. or sections 701.07, 3735.67 to 3735.70, 5709.40 to 233
5709.43, 5709.61 to 5709.69, 5709.73 to 5709.75, or 5709.77 to 234
5709.81 of the Revised Code, or that involves public 235
infrastructure improvements or the extension of utility services 236
that are directly related to an economic development project. 237

~~(2)~~(b) A unanimous quorum of the public body determines, 238
by a roll call vote, that the executive session is necessary to 239
protect the interests of the applicant or the possible 240
investment or expenditure of public funds to be made in 241
connection with the economic development project. 242

If a public body holds an executive session to consider 243
any of the matters listed in divisions (G)(2) to (8) of this 244
section, the motion and vote to hold that executive session 245
shall state which one or more of the approved matters listed in 246
those divisions are to be considered at the executive session. 247

A public body specified in division (B)(1)(c) of this 248
section shall not hold an executive session when meeting for the 249
purposes specified in that division. 250

(H) A resolution, rule, or formal action of any kind is 251

invalid unless adopted in an open meeting of the public body. A 252
resolution, rule, or formal action adopted in an open meeting 253
that results from deliberations in a meeting not open to the 254
public is invalid unless the deliberations were for a purpose 255
specifically authorized in division (G) or (J) of this section 256
and conducted at an executive session held in compliance with 257
this section. A resolution, rule, or formal action adopted in an 258
open meeting is invalid if the public body that adopted the 259
resolution, rule, or formal action violated division (F) of this 260
section. 261

(I) (1) Any person may bring an action to enforce this 262
section. An action under division (I) (1) of this section shall 263
be brought within two years after the date of the alleged 264
violation or threatened violation. Upon proof of a violation or 265
threatened violation of this section in an action brought by any 266
person, the court of common pleas shall issue an injunction to 267
compel the members of the public body to comply with its 268
provisions. 269

(2) (a) If the court of common pleas issues an injunction 270
pursuant to division (I) (1) of this section, the court shall 271
order the public body that it enjoins to pay a civil forfeiture 272
of five hundred dollars to the party that sought the injunction 273
and shall award to that party all court costs and, subject to 274
reduction as described in division (I) (2) of this section, 275
reasonable attorney's fees. The court, in its discretion, may 276
reduce an award of attorney's fees to the party that sought the 277
injunction or not award attorney's fees to that party if the 278
court determines both of the following: 279

(i) That, based on the ordinary application of statutory 280
law and case law as it existed at the time of violation or 281

threatened violation that was the basis of the injunction, a 282
well-informed public body reasonably would believe that the 283
public body was not violating or threatening to violate this 284
section; 285

(ii) That a well-informed public body reasonably would 286
believe that the conduct or threatened conduct that was the 287
basis of the injunction would serve the public policy that 288
underlies the authority that is asserted as permitting that 289
conduct or threatened conduct. 290

(b) If the court of common pleas does not issue an 291
injunction pursuant to division (I)(1) of this section and the 292
court determines at that time that the bringing of the action 293
was frivolous conduct, as defined in division (A) of section 294
2323.51 of the Revised Code, the court shall award to the public 295
body all court costs and reasonable attorney's fees, as 296
determined by the court. 297

(3) Irreparable harm and prejudice to the party that 298
sought the injunction shall be conclusively and irrebuttably 299
presumed upon proof of a violation or threatened violation of 300
this section. 301

(4) A member of a public body who knowingly violates an 302
injunction issued pursuant to division (I)(1) of this section 303
may be removed from office by an action brought in the court of 304
common pleas for that purpose by the prosecuting attorney or the 305
attorney general. 306

(J)(1) Pursuant to division (C) of section 5901.09 of the 307
Revised Code, a veterans service commission shall hold an 308
executive session for one or more of the following purposes 309
unless an applicant requests a public hearing: 310

(a) Interviewing an applicant for financial assistance under sections 5901.01 to 5901.15 of the Revised Code;	311 312
(b) Discussing applications, statements, and other documents described in division (B) of section 5901.09 of the Revised Code;	313 314 315
(c) Reviewing matters relating to an applicant's request for financial assistance under sections 5901.01 to 5901.15 of the Revised Code.	316 317 318
(2) A veterans service commission shall not exclude an applicant for, recipient of, or former recipient of financial assistance under sections 5901.01 to 5901.15 of the Revised Code, and shall not exclude representatives selected by the applicant, recipient, or former recipient, from a meeting that the commission conducts as an executive session that pertains to the applicant's, recipient's, or former recipient's application for financial assistance.	319 320 321 322 323 324 325 326
(3) A veterans service commission shall vote on the grant or denial of financial assistance under sections 5901.01 to 5901.15 of the Revised Code only in an open meeting of the commission. The minutes of the meeting shall indicate the name, address, and occupation of the applicant, whether the assistance was granted or denied, the amount of the assistance if assistance is granted, and the votes for and against the granting of assistance.	327 328 329 330 331 332 333 334
<u>Sec. 1751.68. (A) Notwithstanding section 3901.71 of the Revised Code, no individual or group health insuring corporation policy, contract, or agreement that is delivered, issued for delivery, or renewed in this state shall do any of the following:</u>	335 336 337 338 339

(1) Limit or exclude coverage for prescription 340
contraceptive drugs or devices approved by the United States 341
food and drug administration, if the policy, contract, or 342
agreement provides coverage for other prescription drugs or 343
devices; 344

(2) Limit or exclude coverage for physician-directed 345
outpatient services that are related to prescription 346
contraceptive drugs or devices, if the policy, contract, or 347
agreement provides coverage for other outpatient services 348
rendered by a provider. 349

(B) The coverage specified in division (A) of this section 350
is subject to the same terms and conditions, including copayment 351
charges, that apply to similar coverage provided under the 352
policy, contract, or agreement. 353

Sec. 2907.29. Every hospital of this state that offers 354
organized emergency services shall provide that a physician, a 355
physician assistant, a clinical nurse specialist, a certified 356
nurse practitioner, or a certified nurse-midwife is available on 357
call twenty-four hours each day for the examination of persons 358
reported to any law enforcement agency to be victims of sexual 359
offenses cognizable as violations of any provision of sections 360
2907.02 to 2907.06 of the Revised Code. The physician, physician 361
assistant, clinical nurse specialist, certified nurse 362
practitioner, or certified nurse-midwife, upon the request of 363
any peace officer or prosecuting attorney and with the consent 364
of the reported victim or upon the request of the reported 365
victim, shall examine the person for the purposes of gathering 366
physical evidence and shall complete any written documentation 367
of the physical examination. The director of health shall 368
establish procedures for gathering evidence under this section. 369

Each reported victim shall be informed of available 370
~~venereal disease~~ sexually transmitted infection, pregnancy, 371
medical, and psychiatric services in accordance with section 372
3727.611 of the Revised Code. 373

Notwithstanding any other provision of law, a minor may 374
consent to examination under this section. The consent is not 375
subject to disaffirmance because of minority, and consent of the 376
parent, parents, or guardian of the minor is not required for an 377
examination under this section. However, the hospital shall give 378
written notice to the parent, parents, or guardian of a minor 379
that an examination under this section has taken place. The 380
parent, parents, or guardian of a minor giving consent under 381
this section are not liable for payment for any services 382
provided under this section without their consent. 383

Sec. 3313.60. Notwithstanding division (D) of section 384
3311.52 of the Revised Code, divisions (A) to (E) of this 385
section do not apply to any cooperative education school 386
district established pursuant to divisions (A) to (C) of section 387
3311.52 of the Revised Code. 388

(A) The board of education of each city, exempted village, 389
and local school district and the board of each cooperative 390
education school district established, pursuant to section 391
3311.521 of the Revised Code, shall prescribe a curriculum for 392
all schools under its control. Except as provided in division 393
(E) of this section, in any such curriculum there shall be 394
included the study of the following subjects: 395

(1) The language arts, including reading, writing, 396
spelling, oral and written English, and literature; 397

(2) Geography, the history of the United States and of 398

Ohio, and national, state, and local government in the United States, including a balanced presentation of the relevant contributions to society of men and women of African, Mexican, Puerto Rican, and American Indian descent as well as other ethnic and racial groups in Ohio and the United States;	399 400 401 402 403
(3) Mathematics;	404
(4) Natural science, including instruction in the conservation of natural resources;	405 406
(5) Health education, which shall include instruction in:	407
(a) The nutritive value of foods, including natural and organically produced foods, the relation of nutrition to health, and the use and effects of food additives;	408 409 410
(b) The harmful effects of and legal restrictions against the use of drugs of abuse, alcoholic beverages, and tobacco;	411 412
(c) Venereal disease <u>Sexually transmitted infection prevention education, including HIV/AIDS prevention education in accordance with section 3313.6011 of the Revised Code, except that upon written request of the student's parent or guardian, a student shall be excused from taking instruction in venereal disease <u>sexually transmitted infection prevention education</u>. <u>Instruction shall stress abstinence but shall not exclude other instruction and materials on contraceptive methods and infection reduction measures.</u></u>	413 414 415 416 417 418 419 420 421
(d) In grades kindergarten through six, instruction in personal safety and assault prevention, except that upon written request of the student's parent or guardian, a student shall be excused from taking instruction in personal safety and assault prevention;	422 423 424 425 426

(e) In grades seven through twelve, age-appropriate instruction in dating violence prevention education, which shall include instruction in recognizing dating violence warning signs and characteristics of healthy relationships.

In order to assist school districts in developing a dating violence prevention education curriculum, the department of education shall provide on its web site links to free curricula addressing dating violence prevention.

If the parent or legal guardian of a student less than eighteen years of age submits to the principal of the student's school a written request to examine the dating violence prevention instruction materials used at that school, the principal, within a reasonable period of time after the request is made, shall allow the parent or guardian to examine those materials at that school.

(6) Physical education;

(7) The fine arts, including music;

(8) First aid, including a training program in cardiopulmonary resuscitation, safety, and fire prevention, except that upon written request of the student's parent or guardian, a student shall be excused from taking instruction in cardiopulmonary resuscitation.

(B) Except as provided in division (E) of this section, every school or school district shall include in the requirements for promotion from the eighth grade to the ninth grade one year's course of study of American history. A board may waive this requirement for academically accelerated students who, in accordance with procedures adopted by the board, are able to demonstrate mastery of essential concepts and skills of

the eighth grade American history course of study. 456

(C) As specified in divisions (B) (6) and (C) (6) of section 457
3313.603 of the Revised Code, except as provided in division (E) 458
of this section, every high school shall include in the 459
requirements for graduation from any curriculum one-half unit 460
each of American history and government. 461

(D) Except as provided in division (E) of this section, 462
basic instruction or demonstrated mastery in geography, United 463
States history, the government of the United States, the 464
government of the state of Ohio, local government in Ohio, the 465
Declaration of Independence, the United States Constitution, and 466
the Constitution of the state of Ohio shall be required before 467
pupils may participate in courses involving the study of social 468
problems, economics, foreign affairs, United Nations, world 469
government, socialism, and communism. 470

(E) For each cooperative education school district 471
established pursuant to section 3311.521 of the Revised Code and 472
each city, exempted village, and local school district that has 473
territory within such a cooperative district, the curriculum 474
adopted pursuant to divisions (A) to (D) of this section shall 475
only include the study of the subjects that apply to the grades 476
operated by each such school district. The curriculums for such 477
schools, when combined, shall provide to each student of these 478
districts all of the subjects required under divisions (A) to 479
(D) of this section. 480

(F) The board of education of any cooperative education 481
school district established pursuant to divisions (A) to (C) of 482
section 3311.52 of the Revised Code shall prescribe a curriculum 483
for the subject areas and grade levels offered in any school 484
under its control. 485

(G) Upon the request of any parent or legal guardian of a student, the board of education of any school district shall permit the parent or guardian to promptly examine, with respect to the parent's or guardian's own child:

(1) Any survey or questionnaire, prior to its administration to the child;

(2) Any textbook, workbook, software, video, or other instructional materials being used by the district in connection with the instruction of the child;

(3) Any completed and graded test taken or survey or questionnaire filled out by the child;

(4) Copies of the statewide academic standards and each model curriculum developed pursuant to section 3301.079 of the Revised Code, which copies shall be available at all times during school hours in each district school building.

Sec. 3313.6011. (A) As used in this section, ~~"sexual activity" has the same meaning as in section 2907.01 of the Revised Code.~~

~~(B) Instruction in venereal disease education pursuant to division (A) (5) (c) of section 3313.60 of the Revised Code shall emphasize that abstinence from sexual activity is the only protection that is one hundred per cent effective against unwanted pregnancy, sexually transmitted disease, and the sexual transmission of a virus that causes acquired immunodeficiency syndrome.~~

~~(C) In adopting minimum standards under section 3301.07 of the Revised Code, the state board of education shall require course material and instruction in venereal disease education courses taught pursuant to division (A) (5) (c) of section 3313.60~~

of the Revised Code to do all of the following:	515
(1) Stress that students should abstain from sexual activity until after marriage;	516 517
(2) Teach the potential physical, psychological, emotional, and social side effects of participating in sexual activity outside of marriage;	518 519 520
(3) Teach that conceiving children out of wedlock is likely to have harmful consequences for the child, the child's parents, and society;	521 522 523
(4) Stress that sexually transmitted diseases are serious possible hazards of sexual activity;	524 525
(5) Advise students of the laws pertaining to financial responsibility of parents to children born in and out of wedlock;	526 527 528
(6) Advise students of the circumstances under which it is criminal to have sexual contact with a person under the age of sixteen pursuant to section 2907.04 of the Revised Code;	529 530 531
(7) Emphasize adoption as an option for unintended pregnancies.	532 533
(D):	534
<u>(1) "Age-appropriate" means appropriate for a pupil based on the social, cognitive, and emotional level of the pupil.</u>	535 536
<u>(2) "Comprehensive sexual health education" means education regarding human development and sexuality that includes education on sexual health, family planning, and sexually transmitted infections.</u>	537 538 539 540
<u>(3) "HIV/AIDS prevention education" means instruction on</u>	541

the nature of HIV/AIDS, methods of transmission, strategies to 542
reduce the risk of HIV infection, and social and public health 543
issues related to HIV/AIDS. "HIV/AIDS prevention education" is 544
not comprehensive sexual health education. 545

(4) "Instructors trained in the appropriate courses" means 546
instructors with knowledge of the most recent medically and 547
scientifically accurate research on human sexuality, pregnancy, 548
and sexually transmitted infections. 549

(5) "Medically and scientifically accurate" means verified 550
or supported by research conducted in compliance with scientific 551
methods and published in peer-reviewed journals, where 552
appropriate, and recognized as accurate and objective by 553
professional organizations and agencies with expertise in the 554
relevant field, such as the United States centers for disease 555
control and prevention and the American college of obstetricians 556
and gynecologists. 557

(B) Any school district or educational service center may 558
offer comprehensive sexual health education. Beginning on the 559
first day of August immediately following the effective date of 560
this amendment, each school district and educational service 561
center that elects to offer comprehensive sexual health 562
education shall ensure that the program meets all of the 563
following requirements: 564

(1) Instruction and materials shall be age-appropriate. 565

(2) All factual information shall be medically and 566
scientifically accurate. 567

(3) Instruction and materials shall be appropriate for use 568
with all pupils regardless of gender, race, ethnic and cultural 569
background, religion, disability, sexual orientation, or gender 570

identity. 571

(4) Instruction and materials shall encourage pupils to 572
communicate with their parents or guardians about human 573
sexuality. 574

(5) Instruction and materials shall teach all of the 575
following: 576

(a) That abstinence from sexual activity is the only 577
certain way to avoid pregnancy, sexually transmitted infections, 578
and other associated health problems; 579

(b) That bearing children outside of a committed 580
relationship is likely to have consequences for the child, the 581
child's parents, and society; 582

(c) How, as young people, to effectively reject sexual 583
advances and how alcohol and drug use increases vulnerability to 584
sexual advances; 585

(d) The importance of attaining self-sufficiency before 586
engaging in sexual activity. 587

(6) Instruction and materials shall stress abstinence but 588
shall not exclude other instruction and materials on 589
contraceptive methods and infection reduction measures. 590

(7) If age-appropriate, instruction and materials shall 591
provide information about the effectiveness and safety, 592
including the health benefits and side effects, of all 593
contraceptive methods in preventing unintended pregnancy and 594
reducing the risk of contracting sexually transmitted 595
infections. 596

(8) Instruction about sexually transmitted infections 597
shall commence not later than grade seven. The instruction shall 598

include information on how sexually transmitted infections are 599
and are not transmitted, the effectiveness and methods of 600
reducing the risk of contracting sexually transmitted 601
infections, and identification of local resources for testing 602
and medical care for sexually transmitted infections and HIV. 603

(9) If age-appropriate, instruction and materials shall 604
provide pupils with skills for negotiating intimate 605
relationships and making and implementing responsible decisions 606
about sexuality. 607

(10) If age-appropriate, instruction and materials shall 608
include a discussion of the possible emotional, physical, and 609
psychological consequences of preadolescent and adolescent 610
sexual activity and the emotional, physical, and psychological 611
consequences of unintended pregnancy. 612

(11) Instruction and materials shall teach pupils to 613
recognize unwanted physical and verbal sexual advances, not to 614
make unwanted physical and verbal sexual advances, and how to 615
effectively reject unwanted sexual advances. The instruction and 616
materials shall cover verbal, physical, and visual sexual 617
harassment, including nonconsensual physical sexual contact and 618
rape by an acquaintance or family member. The course information 619
and materials shall emphasize personal accountability and 620
respect for others and shall encourage youth to resist peer 621
pressure. 622

(12) Comprehensive sexual health education shall not 623
include any instruction or materials that teach or promote 624
religious doctrine. 625

A school district or educational service center may use 626
separate, outside speakers or prepared curricula to teach 627

different content areas or units with the comprehensive sexual health education program, as long as all speakers, curricula, and materials used comply with this section. 628
629
630

(C) Each city, local, exempted village, and joint vocational school district shall ensure that each pupil in grades seven through twelve receives HIV/AIDS prevention education from instructors trained in the appropriate courses. Each pupil shall receive this instruction at least once in grades seven through nine, and at least once in grades ten through twelve. HIV/AIDS prevention education, whether taught by school district personnel or outside consultants, shall accurately reflect the latest information and recommendations from the United States surgeon general, the United States centers for disease control and prevention, and the national academy of sciences, and shall include all of the following: 631
632
633
634
635
636
637
638
639
640
641
642

(1) Information on the nature of HIV/AIDS and its effects on the human body; 643
644

(2) Information on the manner in which HIV is and is not transmitted, including information on activities that present the highest risk of HIV infection; 645
646
647

(3) Discussion of methods to reduce the risk of HIV infection, which shall emphasize that sexual abstinence, monogamy, and the avoidance of multiple sexual partners, and abstinence from intravenous drug use, are the most effective means for HIV/AIDS prevention, but shall also include statistics based upon the latest medical information citing the success and failure rates of condoms and other contraceptives in preventing sexually transmitted HIV infection, as well as information on other methods that may reduce the risk of HIV transmission from intravenous drug use; 648
649
650
651
652
653
654
655
656
657

(4) Discussion of the public health issues associated with HIV/AIDS; 658
659

(5) Information on local resources for HIV testing and medical care; 660
661

(6) Instruction and materials that provide pupils with skills for negotiating intimate relationships and making and implementing responsible decisions about sexuality; 662
663
664

(7) Discussion about societal views on HIV/AIDS, including stereotypes and myths regarding persons with HIV/AIDS, which shall emphasize an understanding of the condition and its impact on people's lives; 665
666
667
668

(8) Instruction and materials that teach pupils to recognize unwanted physical and verbal sexual advances, not to make unwanted physical and verbal sexual advances, and how to effectively reject unwanted sexual advances. The instruction and materials shall cover verbal, physical, and visual sexual harassment, including nonconsensual physical sexual contact and rape by an acquaintance or family member. The course information and materials shall emphasize personal accountability and respect for others and shall encourage youth to resist peer pressure. 669
670
671
672
673
674
675
676
677
678

(D) Each school district and educational service center shall cooperatively plan and provide, through regional planning, joint powers agreements, or contract services, in-service training for all school district personnel who provide comprehensive sexual health education or HIV/AIDS prevention education. In doing so, each district and service center shall consult with the department of education. 679
680
681
682
683
684
685

The in-service training shall be conducted periodically to 686

enable district and service center personnel to learn new 687
developments in the scientific understanding of sexual health 688
and HIV/AIDS. The in-service training shall be voluntary for 689
district and service center personnel who have demonstrated 690
expertise or received in-service training from the department or 691
the United States centers for disease control and prevention. 692

A district or service center may contract with outside 693
consultants with expertise in comprehensive sexual health 694
education and HIV/AIDS prevention education, including those who 695
have developed multilingual curricula or curricula accessible to 696
persons with disabilities, to deliver the in-service training to 697
district or service center personnel. 698

(E) At the beginning of each school year, or at the time 699
of enrollment in the case of a pupil who enrolls after the 700
beginning of the school year, each school district shall notify 701
the parent or guardian of each pupil about instruction in 702
comprehensive sexual health education and HIV/AIDS prevention 703
education and about research on pupil health behaviors and 704
health risks planned for that year. The notice shall advise 705
parents and guardians of all of the following: 706

(1) That written and audio-visual educational materials 707
used in comprehensive sexual health education and HIV/AIDS 708
prevention education are available for inspection; 709

(2) Whether comprehensive sexual health education or 710
HIV/AIDS prevention education will be taught by school district 711
personnel or by outside consultants; 712

(3) That a parent or guardian may request a copy of this 713
section; 714

(4) That a parent or guardian may request in writing that 715

the child not receive comprehensive sexual health education or 716
HIV/AIDS prevention education. 717

A school district or educational service center shall not 718
permit a pupil to attend any class in comprehensive sexual 719
health education or HIV/AIDS prevention education if the school 720
has received a written request from the pupil's parent or 721
guardian excusing the pupil from participation. A pupil who is 722
so excused shall not be subject to disciplinary action, academic 723
penalty, or other sanction, and the district or service center 724
shall make an alternative educational activity available for the 725
pupil while comprehensive sexual health education or HIV/AIDS 726
prevention education is conducted. 727

Each school district and educational service center shall 728
make written and audio-visual educational materials used in 729
comprehensive sexual health education and HIV/AIDS prevention 730
education available for inspection by the parents and guardians 731
of pupils. Each school district shall provide a copy of this 732
section upon request to the parent or guardian of a pupil 733
enrolled in the district. 734

(F) Any model education program for health education the 735
state board of education adopts shall conform to the 736
requirements of this section. 737

~~(E) On and after March 18, 1999, and notwithstanding~~ (G) 738
If a school district or educational service center does not 739
elect to offer comprehensive sexual health education under this 740
section, any sexual education that the school district or 741
educational service center offers, including instruction in 742
sexually transmitted infection prevention pursuant to division 743
(A) (5) (c) of section 3313.60 of the Revised Code, shall stress 744
abstinence but shall not exclude other instruction and materials 745

on contraceptive methods and infection reduction measures. 746

(H) Notwithstanding section 3302.07 of the Revised Code, 747
the superintendent of public instruction shall not approve, 748
pursuant to that section 3302.07 of the Revised Code, any waiver 749
of any requirement of this section or of any rule adopted by the 750
state board of education pursuant to this section. 751

Sec. 3314.03. A copy of every contract entered into under 752
this section shall be filed with the superintendent of public 753
instruction. The department of education shall make available on 754
its web site a copy of every approved, executed contract filed 755
with the superintendent under this section. 756

(A) Each contract entered into between a sponsor and the 757
governing authority of a community school shall specify the 758
following: 759

(1) That the school shall be established as either of the 760
following: 761

(a) A nonprofit corporation established under Chapter 762
1702. of the Revised Code, if established prior to April 8, 763
2003; 764

(b) A public benefit corporation established under Chapter 765
1702. of the Revised Code, if established after April 8, 2003. 766

(2) The education program of the school, including the 767
school's mission, the characteristics of the students the school 768
is expected to attract, the ages and grades of students, and the 769
focus of the curriculum; 770

(3) The academic goals to be achieved and the method of 771
measurement that will be used to determine progress toward those 772
goals, which shall include the statewide achievement 773

assessments;	774
(4) Performance standards by which the success of the school will be evaluated by the sponsor;	775 776
(5) The admission standards of section 3314.06 of the Revised Code and, if applicable, section 3314.061 of the Revised Code;	777 778 779
(6) (a) Dismissal procedures;	780
(b) A requirement that the governing authority adopt an attendance policy that includes a procedure for automatically withdrawing a student from the school if the student without a legitimate excuse fails to participate in one hundred five consecutive hours of the learning opportunities offered to the student.	781 782 783 784 785 786
(7) The ways by which the school will achieve racial and ethnic balance reflective of the community it serves;	787 788
(8) Requirements for financial audits by the auditor of state. The contract shall require financial records of the school to be maintained in the same manner as are financial records of school districts, pursuant to rules of the auditor of state. Audits shall be conducted in accordance with section 117.10 of the Revised Code.	789 790 791 792 793 794
(9) The facilities to be used and their locations;	795
(10) Qualifications of teachers, including a requirement that the school's classroom teachers be licensed in accordance with sections 3319.22 to 3319.31 of the Revised Code, except that a community school may engage noncertificated persons to teach up to twelve hours per week pursuant to section 3319.301 of the Revised Code.	796 797 798 799 800 801

(11) That the school will comply with the following requirements: 802
803

(a) The school will provide learning opportunities to a minimum of twenty-five students for a minimum of nine hundred twenty hours per school year. 804
805
806

(b) The governing authority will purchase liability insurance, or otherwise provide for the potential liability of the school. 807
808
809

(c) The school will be nonsectarian in its programs, admission policies, employment practices, and all other operations, and will not be operated by a sectarian school or religious institution. 810
811
812
813

(d) The school will comply with sections 9.90, 9.91, 109.65, 121.22, 149.43, 2151.357, 2151.421, 2313.19, 3301.0710, 3301.0711, 3301.0712, 3301.0715, 3301.948, 3313.472, 3313.50, 3313.536, 3313.539, 3313.608, 3313.609, 3313.6011, 3313.6012, 3313.6013, 3313.6014, 3313.6015, 3313.6020, 3313.643, 3313.648, 3313.6411, 3313.66, 3313.661, 3313.662, 3313.666, 3313.667, 3313.67, 3313.671, 3313.672, 3313.673, 3313.69, 3313.71, 3313.716, 3313.718, 3313.719, 3313.7112, 3313.80, 3313.814, 3313.816, 3313.817, 3313.86, 3313.89, 3313.96, 3319.073, 3319.321, 3319.39, 3319.391, 3319.41, 3321.01, 3321.041, 3321.13, 3321.14, 3321.17, 3321.18, 3321.19, 3321.191, 3327.10, 4111.17, 4113.52, and 5705.391 and Chapters 117., 1347., 2744., 3365., 3742., 4112., 4123., 4141., and 4167. of the Revised Code as if it were a school district and will comply with section 3301.0714 of the Revised Code in the manner specified in section 3314.17 of the Revised Code. 814
815
816
817
818
819
820
821
822
823
824
825
826
827
828
829

(e) The school shall comply with Chapter 102. and section 830

2921.42 of the Revised Code. 831

(f) The school will comply with sections 3313.61, 832
3313.611, and 3313.614 of the Revised Code, except that for 833
students who enter ninth grade for the first time before July 1, 834
2010, the requirement in sections 3313.61 and 3313.611 of the 835
Revised Code that a person must successfully complete the 836
curriculum in any high school prior to receiving a high school 837
diploma may be met by completing the curriculum adopted by the 838
governing authority of the community school rather than the 839
curriculum specified in Title XXXVIII of the Revised Code or any 840
rules of the state board of education. Beginning with students 841
who enter ninth grade for the first time on or after July 1, 842
2010, the requirement in sections 3313.61 and 3313.611 of the 843
Revised Code that a person must successfully complete the 844
curriculum of a high school prior to receiving a high school 845
diploma shall be met by completing the requirements prescribed 846
in division (C) of section 3313.603 of the Revised Code, unless 847
the person qualifies under division (D) or (F) of that section. 848
Each school shall comply with the plan for awarding high school 849
credit based on demonstration of subject area competency, 850
adopted by the state board of education under division (J) of 851
section 3313.603 of the Revised Code. 852

(g) The school governing authority will submit within four 853
months after the end of each school year a report of its 854
activities and progress in meeting the goals and standards of 855
divisions (A) (3) and (4) of this section and its financial 856
status to the sponsor and the parents of all students enrolled 857
in the school. 858

(h) The school, unless it is an internet- or computer- 859
based community school, will comply with section 3313.801 of the 860

Revised Code as if it were a school district. 861

(i) If the school is the recipient of moneys from a grant 862
awarded under the federal race to the top program, Division (A), 863
Title XIV, Sections 14005 and 14006 of the "American Recovery 864
and Reinvestment Act of 2009," Pub. L. No. 111-5, 123 Stat. 115, 865
the school will pay teachers based upon performance in 866
accordance with section 3317.141 and will comply with section 867
3319.111 of the Revised Code as if it were a school district. 868

(12) Arrangements for providing health and other benefits 869
to employees; 870

(13) The length of the contract, which shall begin at the 871
beginning of an academic year. No contract shall exceed five 872
years unless such contract has been renewed pursuant to division 873
(E) of this section. 874

(14) The governing authority of the school, which shall be 875
responsible for carrying out the provisions of the contract; 876

(15) A financial plan detailing an estimated school budget 877
for each year of the period of the contract and specifying the 878
total estimated per pupil expenditure amount for each such year. 879

(16) Requirements and procedures regarding the disposition 880
of employees of the school in the event the contract is 881
terminated or not renewed pursuant to section 3314.07 of the 882
Revised Code; 883

(17) Whether the school is to be created by converting all 884
or part of an existing public school or educational service 885
center building or is to be a new start-up school, and if it is 886
a converted public school or service center building, 887
specification of any duties or responsibilities of an employer 888
that the board of education or service center governing board 889

that operated the school or building before conversion is 890
delegating to the governing authority of the community school 891
with respect to all or any specified group of employees provided 892
the delegation is not prohibited by a collective bargaining 893
agreement applicable to such employees; 894

(18) Provisions establishing procedures for resolving 895
disputes or differences of opinion between the sponsor and the 896
governing authority of the community school; 897

(19) A provision requiring the governing authority to 898
adopt a policy regarding the admission of students who reside 899
outside the district in which the school is located. That policy 900
shall comply with the admissions procedures specified in 901
sections 3314.06 and 3314.061 of the Revised Code and, at the 902
sole discretion of the authority, shall do one of the following: 903

(a) Prohibit the enrollment of students who reside outside 904
the district in which the school is located; 905

(b) Permit the enrollment of students who reside in 906
districts adjacent to the district in which the school is 907
located; 908

(c) Permit the enrollment of students who reside in any 909
other district in the state. 910

(20) A provision recognizing the authority of the 911
department of education to take over the sponsorship of the 912
school in accordance with the provisions of division (C) of 913
section 3314.015 of the Revised Code; 914

(21) A provision recognizing the sponsor's authority to 915
assume the operation of a school under the conditions specified 916
in division (B) of section 3314.073 of the Revised Code; 917

- (22) A provision recognizing both of the following: 918
- (a) The authority of public health and safety officials to 919
inspect the facilities of the school and to order the facilities 920
closed if those officials find that the facilities are not in 921
compliance with health and safety laws and regulations; 922
- (b) The authority of the department of education as the 923
community school oversight body to suspend the operation of the 924
school under section 3314.072 of the Revised Code if the 925
department has evidence of conditions or violations of law at 926
the school that pose an imminent danger to the health and safety 927
of the school's students and employees and the sponsor refuses 928
to take such action. 929
- (23) A description of the learning opportunities that will 930
be offered to students including both classroom-based and non- 931
classroom-based learning opportunities that is in compliance 932
with criteria for student participation established by the 933
department under division (H) (2) of section 3314.08 of the 934
Revised Code; 935
- (24) The school will comply with sections 3302.04 and 936
3302.041 of the Revised Code, except that any action required to 937
be taken by a school district pursuant to those sections shall 938
be taken by the sponsor of the school. However, the sponsor 939
shall not be required to take any action described in division 940
(F) of section 3302.04 of the Revised Code. 941
- (25) Beginning in the 2006-2007 school year, the school 942
will open for operation not later than the thirtieth day of 943
September each school year, unless the mission of the school as 944
specified under division (A) (2) of this section is solely to 945
serve dropouts. In its initial year of operation, if the school 946

fails to open by the thirtieth day of September, or within one 947
year after the adoption of the contract pursuant to division (D) 948
of section 3314.02 of the Revised Code if the mission of the 949
school is solely to serve dropouts, the contract shall be void. 950

(26) Whether the school's governing authority is planning 951
to seek designation for the school as a STEM school equivalent 952
under section 3326.032 of the Revised Code. 953

(B) The community school shall also submit to the sponsor 954
a comprehensive plan for the school. The plan shall specify the 955
following: 956

(1) The process by which the governing authority of the 957
school will be selected in the future; 958

(2) The management and administration of the school; 959

(3) If the community school is a currently existing public 960
school or educational service center building, alternative 961
arrangements for current public school students who choose not 962
to attend the converted school and for teachers who choose not 963
to teach in the school or building after conversion; 964

(4) The instructional program and educational philosophy 965
of the school; 966

(5) Internal financial controls. 967

(C) A contract entered into under section 3314.02 of the 968
Revised Code between a sponsor and the governing authority of a 969
community school may provide for the community school governing 970
authority to make payments to the sponsor, which is hereby 971
authorized to receive such payments as set forth in the contract 972
between the governing authority and the sponsor. The total 973
amount of such payments for oversight and monitoring of the 974

school shall not exceed three per cent of the total amount of 975
payments for operating expenses that the school receives from 976
the state. 977

(D) The contract shall specify the duties of the sponsor 978
which shall be in accordance with the written agreement entered 979
into with the department of education under division (B) of 980
section 3314.015 of the Revised Code and shall include the 981
following: 982

(1) Monitor the community school's compliance with all 983
laws applicable to the school and with the terms of the 984
contract; 985

(2) Monitor and evaluate the academic and fiscal 986
performance and the organization and operation of the community 987
school on at least an annual basis; 988

(3) Report on an annual basis the results of the 989
evaluation conducted under division (D) (2) of this section to 990
the department of education and to the parents of students 991
enrolled in the community school; 992

(4) Provide technical assistance to the community school 993
in complying with laws applicable to the school and terms of the 994
contract; 995

(5) Take steps to intervene in the school's operation to 996
correct problems in the school's overall performance, declare 997
the school to be on probationary status pursuant to section 998
3314.073 of the Revised Code, suspend the operation of the 999
school pursuant to section 3314.072 of the Revised Code, or 1000
terminate the contract of the school pursuant to section 3314.07 1001
of the Revised Code as determined necessary by the sponsor; 1002

(6) Have in place a plan of action to be undertaken in the 1003

event the community school experiences financial difficulties or 1004
closes prior to the end of a school year. 1005

(E) Upon the expiration of a contract entered into under 1006
this section, the sponsor of a community school may, with the 1007
approval of the governing authority of the school, renew that 1008
contract for a period of time determined by the sponsor, but not 1009
ending earlier than the end of any school year, if the sponsor 1010
finds that the school's compliance with applicable laws and 1011
terms of the contract and the school's progress in meeting the 1012
academic goals prescribed in the contract have been 1013
satisfactory. Any contract that is renewed under this division 1014
remains subject to the provisions of sections 3314.07, 3314.072, 1015
and 3314.073 of the Revised Code. 1016

(F) If a community school fails to open for operation 1017
within one year after the contract entered into under this 1018
section is adopted pursuant to division (D) of section 3314.02 1019
of the Revised Code or permanently closes prior to the 1020
expiration of the contract, the contract shall be void and the 1021
school shall not enter into a contract with any other sponsor. A 1022
school shall not be considered permanently closed because the 1023
operations of the school have been suspended pursuant to section 1024
3314.072 of the Revised Code. 1025

Sec. 3326.11. Each science, technology, engineering, and 1026
mathematics school established under this chapter and its 1027
governing body shall comply with sections 9.90, 9.91, 109.65, 1028
121.22, 149.43, 2151.357, 2151.421, 2313.19, 2921.42, 2921.43, 1029
3301.0714, 3301.0715, 3301.948, 3313.14, 3313.15, 3313.16, 1030
3313.18, 3313.201, 3313.26, 3313.472, 3313.48, 3313.481, 1031
3313.482, 3313.50, 3313.536, 3313.539, 3313.608, 3313.6011, 1032
3313.6012, 3313.6013, 3313.6014, 3313.6015, 3313.6020, 3313.61, 1033

3313.611, 3313.614, 3313.615, 3313.643, 3313.648, 3313.6411, 1034
3313.66, 3313.661, 3313.662, 3313.666, 3313.667, 3313.67, 1035
3313.671, 3313.672, 3313.673, 3313.69, 3313.71, 3313.716, 1036
3313.718, 3313.719, 3313.7112, 3313.80, 3313.801, 3313.814, 1037
3313.816, 3313.817, 3313.86, 3313.89, 3313.96, 3319.073, 1038
3319.21, 3319.32, 3319.321, 3319.35, 3319.39, 3319.391, 3319.41, 1039
3319.45, 3321.01, 3321.041, 3321.13, 3321.14, 3321.17, 3321.18, 1040
3321.19, 3321.191, 3327.10, 4111.17, 4113.52, and 5705.391 and 1041
Chapters 102., 117., 1347., 2744., 3307., 3309., 3365., 3742., 1042
4112., 4123., 4141., and 4167. of the Revised Code as if it were 1043
a school district. 1044

Sec. 3328.24. A college-preparatory boarding school 1045
established under this chapter and its board of trustees shall 1046
comply with sections 102.02, 3301.0710, 3301.0711, 3301.0712, 1047
3301.0714, 3301.948, 3313.536, 3313.6011, 3313.6013, 3313.6411, 1048
3313.7112, 3313.89, 3319.39, and 3319.391 and Chapter 3365. of 1049
the Revised Code as if the school were a school district and the 1050
school's board of trustees were a district board of education. 1051

Sec. 3701.049. (A) There is hereby created the Ohio teen 1052
pregnancy prevention task force. The task force shall commence 1053
its activities not later than thirty days after the effective 1054
date of this section. 1055

(B) The task force shall consist of the following members: 1056

(1) The director of health or the director's designee; 1057

(2) The superintendent of public instruction or the 1058
superintendent's designee; 1059

(3) Two members of the house of representatives, one 1060
appointed by the speaker of the house of representatives and one 1061
appointed by the minority leader of the house of 1062

<u>representatives;</u>	1063
<u>(4) Two members of the senate, one appointed by the</u>	1064
<u>president of the senate and one appointed by the minority leader</u>	1065
<u>of the senate;</u>	1066
<u>(5) One member of the commission on minority health;</u>	1067
<u>(6) Two teens who reside in this state, appointed by the</u>	1068
<u>director of health;</u>	1069
<u>(7) Two parents who reside in this state and are the</u>	1070
<u>parents of teens who reside in this state, appointed by the</u>	1071
<u>director of health;</u>	1072
<u>(8) Two teachers who reside in this state and are employed</u>	1073
<u>as classroom teachers in this state, appointed by the director</u>	1074
<u>of health;</u>	1075
<u>(9) One representative of each of the following, appointed</u>	1076
<u>by the director of health:</u>	1077
<u>(a) Community-based organizations that provide teen</u>	1078
<u>pregnancy prevention services;</u>	1079
<u>(b) Public health professionals;</u>	1080
<u>(c) Licensed medical practitioners;</u>	1081
<u>(d) School nurses.</u>	1082
<u>(C) Members shall serve without compensation, but may be</u>	1083
<u>reimbursed for actual and necessary expenses incurred in the</u>	1084
<u>performance of their duties. The department of health shall</u>	1085
<u>provide meeting space for the task force.</u>	1086
<u>(D) The director of health or the director's designee</u>	1087
<u>shall serve as chairperson of the task force. The task force</u>	1088
<u>shall convene at the call of the chairperson.</u>	1089

- (E) The task force shall do all of the following: 1090
- (1) Advise the governor and general assembly on strategies 1091
to prevent teen pregnancy in this state; 1092
- (2) Monitor and evaluate the implementation of strategies 1093
to prevent teen pregnancy in this state, identify barriers to 1094
implementing those strategies, and establish methods to overcome 1095
the barriers; 1096
- (3) Collect and maintain information regarding successful 1097
teen pregnancy prevention programs, research, and other relevant 1098
materials to guide the governor and general assembly in their 1099
efforts to reduce the number of teen pregnancies in this state; 1100
- (4) Explore the establishment of a program within the 1101
department of health that would award grants to federally 1102
qualified health centers, as defined in section 3701.047 of the 1103
Revised Code, to establish or expand teen pregnancy prevention 1104
programs; 1105
- (5) Collect information provided by local communities 1106
regarding successful teen pregnancy prevention programs; 1107
- (6) Hold meetings and maintain records of the meetings; 1108
- (7) Perform any other duties specified by the director of 1109
health. 1110
- (F) Not later than the first day of December of each year, 1111
the task force shall submit an annual report to the governor 1112
and, in accordance with section 101.68 of the Revised Code, the 1113
general assembly. The report shall summarize the task force's 1114
findings and recommendations for changes to the laws of this 1115
state regarding teen pregnancy. The initial report shall also 1116
include a comprehensive assessment of teen pregnancy in this 1117

state and make recommendations for reducing the number of teen 1118
pregnancies. Subsequent reports shall also evaluate the success 1119
of programs undertaken to reduce teen pregnancies and make 1120
additional recommendations as necessary. 1121

Sec. 3727.61. As used in this section and sections 1122
3727.611 and 3727.612 of the Revised Code: 1123

(A) "Drug" has the same meaning as in the "Federal Food, 1124
Drug, and Cosmetic Act," 52 Stat. 1040, 1041 (1938), 21 U.S.C. 1125
321(g)(1), as amended. 1126

(B) "Device" has the same meaning as in the "Federal Food, 1127
Drug, and Cosmetic Act," 52 Stat. 1040, 1041 (1938), 21 U.S.C. 1128
321(h), as amended. 1129

(C) "Emergency contraception" means any drug, drug 1130
regimen, or device intended to prevent pregnancy after 1131
unprotected sexual intercourse or contraceptive failure. 1132

(D) "Sexual assault" means a violation of sections 2907.02 1133
to 2907.06 of the Revised Code. 1134

Sec. 3727.611. (A) It shall be the standard of care in 1135
this state for hospitals that offer organized emergency services 1136
to provide the services specified in divisions (B) and (C) of 1137
this section to victims of sexual assault or individuals 1138
reported to be victims of sexual assault. The services shall be 1139
provided without regard to the ability of the victim or 1140
individual reported to be a victim to pay for the services. 1141

(B) Except as provided in division (E) of this section, 1142
the services specified in divisions (B)(1) and (2) of this 1143
section shall be provided by the hospital to a victim of sexual 1144
assault or individual reported to be a victim of sexual assault 1145
who is female and, as determined by the hospital, is of child- 1146

bearing age. 1147

(1) The hospital shall provide the victim or individual 1148
reported to be a victim with information about emergency 1149
contraception. The information shall be medically and factually 1150
accurate and unbiased. It shall be provided in clear and concise 1151
language in both written and oral formats. The information shall 1152
explain all of the following: 1153

(a) That emergency contraception has been approved by the 1154
United States food and drug administration for use by women of 1155
all ages with or without a prescription as a safe and effective 1156
means to prevent pregnancy after unprotected sexual intercourse 1157
or contraceptive failure if used in a timely manner; 1158

(b) That emergency contraception is more effective the 1159
sooner it is used following unprotected sexual intercourse or 1160
contraceptive failure; 1161

(c) That emergency contraception does not cause an 1162
abortion and studies have shown that it does not interrupt an 1163
established pregnancy. 1164

(2) The hospital shall promptly offer emergency 1165
contraception to the victim or individual reported to be a 1166
victim and provide the emergency contraception if the victim or 1167
individual accepts the offer. 1168

(C) The services specified in divisions (C)(1) to (4) of 1169
this section shall be provided by the hospital to a victim of 1170
sexual assault or individual reported to be a victim of sexual 1171
assault, regardless of the victim's or individual's age or sex. 1172

(1) The hospital shall promptly provide the victim or 1173
individual reported to be a victim with an assessment of the 1174
victim's or individual's risk of contracting sexually 1175

transmitted infections, including gonorrhea, chlamydia, 1176
syphilis, and hepatitis. The assessment shall be conducted by a 1177
physician, physician assistant, clinical nurse specialist, 1178
certified nurse practitioner, certified nurse-midwife, or 1179
registered nurse. The assessment shall be based on the 1180
following: 1181

(a) The available information regarding the sexual 1182
assault; 1183

(b) The established standards of risk assessment, 1184
including consideration of any recommendations established by 1185
the United States centers for disease control and prevention, 1186
peer-reviewed clinical studies, and appropriate research using 1187
in vitro and nonhuman primate models of infection. 1188

(2) After conducting the assessment, the hospital shall 1189
provide the victim or individual reported to be a victim with 1190
counseling concerning the significantly prevalent sexually 1191
transmitted infections for which effective postexposure 1192
treatment exists and for which deferral of treatment would 1193
either significantly reduce treatment efficacy or pose 1194
substantial risk to the victim's or individual's health, 1195
including the infections for which prophylactic treatment is 1196
recommended based on guidelines from the centers for disease 1197
control and prevention. The counseling shall be provided by a 1198
physician, physician assistant, clinical nurse specialist, 1199
certified nurse practitioner, certified nurse-midwife, or 1200
registered nurse. The counseling shall be provided in clear and 1201
concise language. 1202

(3) After providing the counseling, the hospital shall 1203
offer treatment for sexually transmitted infections to the 1204
victim or individual reported to be a victim. The hospital shall 1205

provide the treatment if the victim or individual consents to 1206
the treatment. 1207

(4) Before the victim or individual reported to be a 1208
victim leaves the hospital, the hospital shall provide the 1209
victim or individual with counseling on the physical and mental 1210
health benefits of receiving follow-up care from the victim's or 1211
individual's primary care physician or from another medical care 1212
provider capable of providing follow-up care to victims of 1213
sexual assault. The counseling shall include information on 1214
local organizations and relevant health providers capable of 1215
providing either follow-up medical care or other health services 1216
to victims of sexual assault. The counseling shall be provided 1217
by a physician, physician assistant, clinical nurse specialist, 1218
certified nurse practitioner, certified nurse-midwife, or 1219
registered nurse. The counseling shall be provided in clear and 1220
concise language. 1221

(D) In the case of minors, the services specified in this 1222
section shall be provided at the discretion of the treating 1223
physician and in accordance with the guidelines of the centers 1224
for disease control and prevention. 1225

Notwithstanding any other provision of law, a minor may 1226
consent to the services specified in this section. The consent 1227
is not subject to disaffirmance because of minority, and consent 1228
of the parent, parents, or guardian of the minor is not required 1229
for the services to be provided. 1230

(E) In either of the following cases, a hospital is not 1231
required to provide information about emergency contraception, 1232
to offer emergency contraception, or to provide emergency 1233
contraception to a victim of sexual assault or individual 1234
reported to be a victim of sexual assault who is female and, as 1235

determined by the hospital, is of child-bearing age: 1236

(1) The hospital is aware that the victim or individual is 1237
incapable of becoming pregnant. 1238

(2) The hospital is aware that the victim or individual is 1239
pregnant. 1240

If the hospital has a pregnancy test performed to confirm 1241
whether the victim or individual is pregnant, the hospital shall 1242
have the test performed in such a manner that the results of the 1243
test are made available to the victim or individual during the 1244
initial visit to the hospital regarding the sexual assault. 1245

(F) Nothing in this section shall be construed as meaning 1246
any of the following: 1247

(1) That a hospital is required to provide treatment to a 1248
victim or individual reported to be a victim of sexual assault 1249
if the treatment goes against recommendations established by the 1250
United States centers for disease control and prevention; 1251

(2) That a victim or individual reported to be a victim of 1252
sexual assault is required to submit to any testing or 1253
treatment; 1254

(3) That a hospital is prohibited from seeking 1255
reimbursement for the costs of services provided under this 1256
section from the victim's or individual's health insurance or 1257
from medicaid, if applicable, and to the extent permitted by 1258
section 2907.28 of the Revised Code. 1259

Sec. 3727.612. In addition to other remedies under common 1260
law, an individual may file a complaint with the department of 1261
health if the individual believes a hospital has failed to 1262
comply with the requirements of section 3727.611 of the Revised 1263

Code. The department shall investigate the complaint in a timely manner. 1264
1265

If the department determines that a hospital has failed to provide the services required by section 3727.611 of the Revised Code to a victim of sexual assault or individual reported to be a victim of sexual assault, the department shall, pursuant to an adjudication under Chapter 119. of the Revised Code, impose a civil penalty of not less than ten thousand dollars for each violation. 1266
1267
1268
1269
1270
1271
1272

If the hospital has previously violated section 3727.611 of the Revised Code, the department may ask the attorney general to bring an action for injunctive relief in any court of competent jurisdiction. On the filing of an appropriate petition in the court, the court may conduct a hearing on the petition. If it is demonstrated in the proceedings that the hospital has failed to provide the services, the court shall grant a temporary or permanent injunction enjoining the hospital's operation. 1273
1274
1275
1276
1277
1278
1279
1280
1281

Sec. 3923.84. (A) Notwithstanding section 3901.71 of the Revised Code, no individual or group policy of sickness and accident insurance that is delivered, issued for delivery, or renewed in this state or public employee benefit plan that is established or modified in this state shall do either of the following: 1282
1283
1284
1285
1286
1287

(1) Limit or exclude coverage for prescription contraceptive drugs or devices approved by the United States food and drug administration, if the policy or plan provides coverage for other prescription drugs or devices; 1288
1289
1290
1291

(2) Limit or exclude coverage for outpatient services 1292

rendered by a health care professional that are related to the 1293
provision of such drugs or devices, if the policy or plan 1294
provides coverage for other outpatient services rendered by a 1295
health care professional. 1296

(B) The coverage specified in division (A) of this section 1297
shall be subject to the same terms and conditions, including 1298
copayments and deductibles, that apply to similar coverage 1299
provided under the policy or plan. 1300

Sec. 4729.16. (A) The state board of pharmacy, after 1301
notice and hearing in accordance with Chapter 119. of the 1302
Revised Code, ~~may revoke~~ do one or more of the following if it 1303
finds that a pharmacist or pharmacy intern has committed an act 1304
described in division (B) of this section: 1305

(1) Revoke, suspend, limit, place on probation, or refuse 1306
to grant or renew an identification card, ~~or may impose;~~ 1307

(2) Impose a monetary penalty or forfeiture not to exceed 1308
in severity any fine designated under the Revised Code for a 1309
similar offense, or in the case of a violation of a section of 1310
the Revised Code that does not bear a penalty, a monetary 1311
penalty or forfeiture of not more than five hundred dollars, ~~;~~ 1312

(B) An action described in division (A) of this section 1313
may be taken by the board if ~~the board~~ it finds a pharmacist or 1314
pharmacy intern: 1315

(1) Guilty of a felony or gross immorality; 1316

(2) Guilty of dishonesty or unprofessional conduct in the 1317
practice of pharmacy; 1318

(3) Addicted to or abusing liquor or drugs or impaired 1319
physically or mentally to such a degree as to render the 1320

pharmacist or pharmacy intern unfit to practice pharmacy;	1321
(4) Has been convicted of a misdemeanor related to, or	1322
committed in, the practice of pharmacy;	1323
(5) Guilty of willfully violating, conspiring to violate,	1324
attempting to violate, or aiding and abetting the violation of	1325
any of the provisions of this chapter, sections 3715.52 to	1326
3715.72 of the Revised Code, Chapter 2925. or 3719. of the	1327
Revised Code, or any rule adopted by the board under those	1328
provisions;	1329
(6) Guilty of permitting anyone other than a pharmacist or	1330
pharmacy intern to practice pharmacy;	1331
(7) Guilty of knowingly lending the pharmacist's or	1332
pharmacy intern's name to an illegal practitioner of pharmacy or	1333
having professional connection with an illegal practitioner of	1334
pharmacy;	1335
(8) Guilty of dividing or agreeing to divide remuneration	1336
made in the practice of pharmacy with any other individual,	1337
including, but not limited to, any licensed health professional	1338
authorized to prescribe drugs or any owner, manager, or employee	1339
of a health care facility, residential care facility, or nursing	1340
home;	1341
(9) Has violated the terms of a consult agreement entered	1342
into pursuant to section 4729.39 of the Revised Code;	1343
(10) Has committed fraud, misrepresentation, or deception	1344
in applying for or securing a license or identification card	1345
issued by the board under this chapter or under Chapter 3715. or	1346
3719. of the Revised Code;	1347
<u>(11) Has failed to comply with the requirements of section</u>	1348

<u>4729.43 of the Revised Code.</u>	1349
(B) <u>(C)</u> Any individual whose identification card is revoked, suspended, or refused, shall return the identification card and license to the offices of the state board of pharmacy within ten days after receipt of notice of such action.	1350 1351 1352 1353
(C) <u>(D)</u> As used in this section:	1354
"Unprofessional conduct in the practice of pharmacy" includes any of the following:	1355 1356
(1) Advertising or displaying signs that promote dangerous drugs to the public in a manner that is false or misleading;	1357 1358
(2) Except as provided in section 4729.281 of the Revised Code, the sale of any drug for which a prescription is required, without having received a prescription for the drug;	1359 1360 1361
(3) Knowingly dispensing medication pursuant to false or forged prescriptions;	1362 1363
(4) Knowingly failing to maintain complete and accurate records of all dangerous drugs received or dispensed in compliance with federal laws and regulations and state laws and rules;	1364 1365 1366 1367
(5) Obtaining any remuneration by fraud, misrepresentation, or deception.	1368 1369
(D) <u>(E)</u> The board may suspend a license or identification card under division (B) of section 3719.121 of the Revised Code by utilizing a telephone conference call to review the allegations and take a vote.	1370 1371 1372 1373
(E) <u>(F)</u> If, pursuant to an adjudication under Chapter 119. of the Revised Code, the board has reasonable cause to believe	1374 1375

that a pharmacist or pharmacy intern is physically or mentally 1376
impaired, the board may require the pharmacist or pharmacy 1377
intern to submit to a physical or mental examination, or both. 1378

Sec. 4729.18. The state board of pharmacy shall adopt 1379
rules in accordance with Chapter 119. of the Revised Code 1380
establishing standards for approving and designating physicians 1381
and facilities as treatment providers for pharmacists with 1382
substance abuse problems and shall approve and designate 1383
treatment providers in accordance with the rules. The rules 1384
shall include standards for both inpatient and outpatient 1385
treatment. The rules shall provide that to be approved, a 1386
treatment provider must be capable of making an initial 1387
examination to determine the type of treatment required for a 1388
pharmacist with substance abuse problems. Subject to the rules, 1389
the board shall review and approve treatment providers on a 1390
regular basis and may, at its discretion, withdraw or deny 1391
approval. 1392

An approved treatment provider shall: 1393

(A) Report to the board the name of any pharmacist 1394
suffering or showing evidence of suffering impairment by reason 1395
of being addicted to or abusing liquor or drugs as described in 1396
division ~~(A)~~(B)(3) of section 4729.16 of the Revised Code who 1397
fails to comply within one week with a referral for examination; 1398

(B) Report to the board the name of any impaired 1399
pharmacist who fails to enter treatment within forty-eight hours 1400
following the provider's determination that the pharmacist needs 1401
treatment; 1402

(C) Require every pharmacist who enters treatment to agree 1403
to a treatment contract establishing the terms of treatment and 1404

aftercare, including any required supervision or restrictions of practice during treatment or aftercare; 1405
1406

(D) Require a pharmacist to suspend practice on entering any required inpatient treatment; 1407
1408

(E) Report to the board any failure by an impaired pharmacist to comply with the terms of the treatment contract during inpatient or outpatient treatment or aftercare; 1409
1410
1411

(F) Report to the board the resumption of practice of any impaired pharmacist before the treatment provider has made a clear determination that the pharmacist is capable of practicing according to acceptable and prevailing standards; 1412
1413
1414
1415

(G) Require a pharmacist who resumes practice after completion of treatment to comply with an aftercare contract that meets the requirements of rules adopted by the board for approval of treatment providers; 1416
1417
1418
1419

(H) Report to the board any pharmacist who suffers a relapse at any time during or following aftercare. 1420
1421

Any pharmacist who enters into treatment by an approved treatment provider shall be deemed to have waived any confidentiality requirements that would otherwise prevent the treatment provider from making reports required under this section. 1422
1423
1424
1425
1426

In the absence of fraud or bad faith, no professional association of pharmacists licensed under this chapter that sponsors a committee or program to provide peer assistance to pharmacists with substance abuse problems, no representative or agent of such a committee or program, and no member of the state board of pharmacy shall be liable to any person for damages in a civil action by reason of actions taken to refer a pharmacist to 1427
1428
1429
1430
1431
1432
1433

a treatment provider designated by the board or actions or 1434
omissions of the provider in treating a pharmacist. 1435

In the absence of fraud or bad faith, no person who 1436
reports to the board a pharmacist with a suspected substance 1437
abuse problem shall be liable to any person for damages in a 1438
civil action as a result of the report. 1439

Sec. 4729.35. The violation by a pharmacist or other 1440
person of any laws of Ohio or of the United ~~State~~ States of 1441
America or of any rule of the board of pharmacy controlling the 1442
distribution of a drug of abuse as defined in section 3719.011 1443
of the Revised Code or the commission of any act set forth in 1444
division ~~(A)~~ (B) of section 4729.16 of the Revised Code, is 1445
hereby declared to be inimical, harmful, and adverse to the 1446
public welfare of the citizens of Ohio and to constitute a 1447
public nuisance. The attorney general, the prosecuting attorney 1448
of any county in which the offense was committed or in which the 1449
person committing the offense resides, or the state board of 1450
pharmacy may maintain an action in the name of the state to 1451
enjoin such person from engaging in such violation. Any action 1452
under this section shall be brought in the common pleas court of 1453
the county where the offense occurred or the county where the 1454
alleged offender resides. 1455

Sec. 4729.43. (A) As used in this section: 1456

(1) "Contraception" or "contraceptive" means any drug or 1457
device approved by the United States food and drug 1458
administration to prevent pregnancy. 1459

(2) "Employee" means a person employed by a pharmacy by 1460
contract or any other form of an agreement. 1461

(3) "Product" means a drug or device approved by the 1462

<u>United States food and drug administration.</u>	1463
<u>(4) "Professional judgment" means the use of professional</u>	1464
<u>knowledge and skills to form a clinical judgment in accordance</u>	1465
<u>with prevailing standards of care.</u>	1466
<u>(5) "Without delay" means a pharmacy providing, providing</u>	1467
<u>a referral for, or ordering contraception, or transferring the</u>	1468
<u>prescription for contraception within the usual and customary</u>	1469
<u>timeframe at the pharmacy for providing, providing a referral</u>	1470
<u>for, or ordering other products, or transferring the</u>	1471
<u>prescription for other products.</u>	1472
<u>(B) Subject to division (E) of this section, if a customer</u>	1473
<u>requests a contraceptive that is in stock, the pharmacy shall</u>	1474
<u>ensure that the contraceptive is provided to the customer</u>	1475
<u>without delay.</u>	1476
<u>(C) Subject to division (E) of this section, if a customer</u>	1477
<u>requests a contraceptive that is not in stock and the pharmacy</u>	1478
<u>in the normal course of business stocks contraception, the</u>	1479
<u>pharmacy immediately shall inform the customer that the</u>	1480
<u>contraceptive is not in stock and without delay offer the</u>	1481
<u>customer the following options:</u>	1482
<u>(1) If the customer prefers to obtain the contraceptive</u>	1483
<u>through a referral or transfer, the pharmacy shall do both of</u>	1484
<u>the following:</u>	1485
<u>(a) Locate a pharmacy of the customer's choice or the</u>	1486
<u>closest pharmacy confirmed to have the contraceptive in stock;</u>	1487
<u>(b) Refer the customer or transfer the prescription to</u>	1488
<u>that pharmacy.</u>	1489
<u>(2) If the customer prefers to order the contraceptive</u>	1490

through the pharmacy, the pharmacy shall obtain the 1491
contraceptive under the pharmacy's standard procedure for 1492
expedited ordering of products and notify the customer when the 1493
contraceptive arrives. 1494

(D) The pharmacy shall ensure that its employees do not do 1495
any of the following: 1496

(1) Intimidate, threaten, or harass customers in the 1497
delivery of services relating to a request for contraception; 1498

(2) Interfere with or obstruct the delivery of services 1499
relating to a request for contraception; 1500

(3) Intentionally misrepresent or deceive customers about 1501
the availability of contraception or its mechanism of action; 1502

(4) Breach medical confidentiality with respect to a 1503
request for contraception or threaten to breach such 1504
confidentiality; 1505

(5) Refuse to return a valid, lawful prescription for 1506
contraception on the customer's request. 1507

(E) This section does not prohibit a pharmacy from 1508
refusing to provide a contraceptive to a customer in any of the 1509
following circumstances: 1510

(1) When it is unlawful to dispense the contraceptive to 1511
the customer without a valid, lawful prescription and no such 1512
prescription is presented. 1513

(2) When the customer is unable to pay for the 1514
contraceptive. 1515

(3) When the employee of the pharmacy refuses to provide 1516
the contraceptive to the customer because, in the employee's 1517

professional judgment, a contraindication exists or the 1518
provision of the contraceptive is similarly not in the best 1519
interest of the customer's health. 1520

Sec. 4729.44. (A) Any person who believes that a violation 1521
of section 4729.43 of the Revised Code has occurred may file a 1522
complaint with the state board of pharmacy. Not later than 1523
thirty days after receiving the complaint, the board shall 1524
investigate the complaint and determine whether a violation 1525
occurred. If the board determines a violation occurred, the 1526
board may impose a fine of not more than five thousand dollars 1527
for each violation. 1528

(B) A person who has been injured by a violation of 1529
section 4729.43 of the Revised Code may bring a civil action in 1530
a court of competent jurisdiction to recover damages for the 1531
person's injury, as well as costs and reasonable attorney's 1532
fees. 1533

(C) If the attorney general has cause to believe that a 1534
person or group of persons has been or may be injured by a 1535
violation of section 4729.43 of the Revised Code, the attorney 1536
general may commence a civil action in a court of competent 1537
jurisdiction to compel compliance with that section. In such 1538
action, the court may award appropriate relief on a finding that 1539
a violation or violations have occurred, including compensatory 1540
damages and punitive damages not exceeding five thousand dollars 1541
for each violation. 1542

Section 2. That existing sections 121.22, 2907.29, 1543
3313.60, 3313.6011, 3314.03, 3326.11, 3328.24, 4729.16, 4729.18, 1544
and 4729.35 of the Revised Code are hereby repealed. 1545

Section 3. Section 1751.68 of the Revised Code shall apply 1546

only to policies, contracts, and agreements that are delivered, 1547
issued for delivery, or renewed in this state on or after the 1548
effective date of this act, and section 3923.84 of the Revised 1549
Code shall apply only to policies of sickness and accident 1550
insurance delivered, issued for delivery, or renewed in this 1551
state and public employee benefit plans that are established or 1552
modified in this state on or after the effective date of this 1553
act. 1554

Section 4. The General Assembly, applying the principle 1555
stated in division (B) of section 1.52 of the Revised Code that 1556
amendments are to be harmonized if reasonably capable of 1557
simultaneous operation, finds that the following sections, 1558
presented in this act as composites of the sections as amended 1559
by the acts indicated, are the resulting versions of the 1560
sections in effect prior to the effective date of the sections 1561
as presented in this act: 1562

Section 3314.03 of the Revised Code as amended by Sub. 1563
H.B. 264, Sub. H.B. 362, Sub. H.B. 393, and Am. Sub. H.B. 487, 1564
all of the 130th General Assembly. 1565

Section 3326.11 of the Revised Code as amended by Sub. 1566
H.B. 264, Sub. H.B. 393, and Am. Sub. H.B. 487, all of the 130th 1567
General Assembly. 1568

Section 3328.24 of the Revised Code as amended by Sub. 1569
H.B. 264, Sub. H.B. 393, and Am. Sub. H.B. 487, all of the 130th 1570
General Assembly. 1571

Section 5. Sections 3727.61, 3727.611, and 3727.612 of the 1572
Revised Code, as enacted by this act, shall be known as the 1573
"Compassionate Assistance for Rape Emergencies Act." 1574