

**As Reported by the Senate Local Government, Public Safety and
Veterans Affairs Committee**

132nd General Assembly

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Sub. H. B. No. 291

Representative Wiggam

**Cosponsors: Representatives Lipps, Seitz, Arndt, Merrin, Goodman, Dean, Stein,
Henne, Anielski, Hambley, Carfagna, Antonio, Barnes, Blessing, Brown, Cupp,
Dever, Duffey, Edwards, Ginter, Greenspan, Holmes, Johnson, Kick, Lang,
Lepore-Hagan, Pelanda, Riedel, Rogers, Romanchuk, Ryan, Schaffer, Scherer,
Schuring, Sheehy, Sprague, Thompson, West, Young, Zeltwanger**

A BILL

To amend sections 3.30, 153.24, 305.04, 309.03, 1
311.02, 313.03, 315.03, 317.02, 319.02, 321.02, 2
325.071, 325.12, 329.01, 505.02, 505.03, 507.02, 3
507.021, 507.03, 509.02, 519.161, 705.27, 4
705.60, 733.65, 733.69, 735.03, 739.02, 747.01, 5
749.22, 755.23, 955.12, 1901.32, 1907.20, 6
2101.03, 2151.12, 2153.10, 2301.12, 2303.02, 7
3313.23, 3313.25, 3314.011, 3319.05, 3375.32, 8
5155.04, 5571.04, 5593.05 and to enact section 9
3.061 of the Revised Code to allow certain 10
political subdivisions to adopt a policy 11
authorizing the use of an "employee dishonesty 12
and faithful performance of duty policy" instead 13
of individual surety bonds for officers, 14
employees, and appointees who are otherwise 15
required by law to give bond before entering 16
upon the discharge of duties. 17

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

Section 1. That sections 3.30, 153.24, 305.04, 309.03, 18
311.02, 313.03, 315.03, 317.02, 319.02, 321.02, 325.071, 325.12, 19
329.01, 505.02, 505.03, 507.02, 507.021, 507.03, 509.02, 20
519.161, 705.27, 705.60, 733.65, 733.69, 735.03, 739.02, 747.01, 21
749.22, 755.23, 955.12, 1901.32, 1907.20, 2101.03, 2151.12, 22
2153.10, 2301.12, 2303.02, 3313.23, 3313.25, 3314.011, 3319.05, 23
3375.32, 5155.04, 5571.04, and 5593.05 be amended and section 24
3.061 of the Revised Code be enacted to read as follows: 25

Sec. 3.061. (A) As used in this section: 26

(1) "Political subdivision" means a county, township, 27
municipal corporation, school district, community school, or a 28
library or library district specified in section 3375.32 of the 29
Revised Code. 30

(2) "Employee dishonesty and faithful performance of duty 31
policy" means a policy of insurance, or a coverage document 32
issued by a joint self-insurance pool authorized under section 33
2744.081 of the Revised Code, to protect a political subdivision 34
from financial or property loss caused by the fraudulent or 35
dishonest actions of, and the failure to perform a duty 36
prescribed by law for, an officer, employee, or appointee that 37
is otherwise required by law to give an individual surety bond 38
before entering upon the discharge of official duties. 39

(B) A political subdivision may adopt a policy, by 40
ordinance or resolution, to allow for the use of an employee 41
dishonesty and faithful performance of duty policy, rather than 42
a surety bond, to cover losses caused by the fraudulent or 43
dishonest actions of, and the failure to perform a duty 44
prescribed by law for, officers, employees, or appointees that 45
would otherwise be required to give an individual surety bond to 46
qualify for the office or employment before entering upon the 47

discharge of duties imposed by the office or employment. The 48
employee dishonesty and faithful performance of duty policy 49
shall be in effect and apply to the officer, employee, or 50
appointee before the beginning of the individual's term of 51
office or employment and the officer, employee, or appointee 52
shall not commence the discharge of duties until coverage is 53
documented as required by the legislative authority. A lack of 54
coverage on the date on which the discharge of duties are 55
commenced by the individual shall render the office vacant and 56
it shall be filled as required by law. 57

(C) For a political subdivision that has adopted a policy 58
as authorized under this section, all of the following apply: 59

(1) Notwithstanding any section of the Revised Code 60
requiring an officer, employee, or appointee of a political 61
subdivision to give bond before being entitled to enter upon the 62
duties of the office or employment, an officer, employee, or 63
appointee shall be considered qualified to hold the office or 64
employment, without giving bond, on the date the oath of office 65
is taken, certified, and filed as required by law. 66

(2) Notwithstanding section 3.30 or any other section of 67
the Revised Code that provides an office or employment is 68
vacated upon the failure to file bond, the officer, employee, or 69
appointee shall be entitled to enter upon the duties of the 70
office or employment when the policy is in effect as provided in 71
division (B) of this section and the oath is filed as provided 72
in division (C)(1) of this section. 73

(3) All officers, employees, or appointees who would 74
otherwise be required to file a bond before commencing the 75
discharge of duties shall be covered by and are subject to the 76
employee dishonesty and faithful performance of duty policy 77

instead of a surety bond requirement. 78

(4) The coverage amount for an officer, employee, or 79
appointee under an employee dishonesty and faithful performance 80
of duty policy shall be equal to or greater than the maximum 81
amount of the bond otherwise required by law. If no amount, or 82
only a minimum amount, of coverage is specified in law for the 83
particular officer, employee, or appointee, the amount of 84
coverage shall be an amount agreed upon by the legislative 85
authority or the authority otherwise designated by law to 86
determine the amount of the bond. 87

(D) A political subdivision that does not adopt a policy 88
under this section shall continue to use the surety bonds as 89
otherwise provided in the Revised Code. 90

(E) Nothing in this section relieves an officer, employee, 91
or appointee of other applicable requirements to hold the office 92
or employment. 93

Sec. 3.30. A-Except as otherwise provided in section 3.061 94
of the Revised Code, a person elected or appointed to an office 95
who is required by law to give a bond or security previous to 96
the performance of the duties imposed on ~~him~~ the person by ~~his~~ 97
the person's office, who refuses or neglects to give such bond 98
or furnish such security within the time and in the manner 99
prescribed by law, and in all respects to qualify ~~himself~~ self 100
for the performance of such duties, is deemed to have refused to 101
accept the office to which ~~he~~ the person was elected or 102
appointed. Such office shall be considered vacant and shall be 103
filled as provided by law. 104

A person subject to a policy adopted under section 3.061 105
of the Revised Code, is deemed to have refused to accept the 106

office or employment when the person fails to take, certify, and 107
file the oath of office as required by law or fails to document 108
proof of insurance coverage as provided in division (B) of 109
section 3.061 of the Revised Code and the office shall be 110
considered vacant and shall be filled as provided by law. 111

Sec. 153.24. Before~~Except~~ as otherwise provided in 112
section 3.061 of the Revised Code, before entering upon the 113
discharge of their duties, the persons appointed to the building 114
commission shall each take an oath of office and give bond for 115
the faithful and honest discharge of ~~his~~ official duties in the 116
same amount as required of members of the board of county 117
commissioners, with sureties approved by the judge of the court 118
of common pleas. Such bond shall be delivered to the county 119
treasurer and kept in ~~his~~ the treasurer's office. 120

Sec. 305.04. Before entering upon the discharge of ~~his~~ 121
official duties, each county commissioner, except as otherwise 122
provided in section 3.061 of the Revised Code, shall give bond, 123
signed by a bonding or surety company authorized to do business 124
in this state, or, at ~~his~~ the county commissioner's option, by 125
two or more freeholders having real estate in the value of 126
double the amount of the bond over and above all encumbrances to 127
the state, in a sum not less than five thousand dollars, and the 128
surety company to be approved by the probate judge of the 129
county, ~~the~~. The bond shall be conditioned for the faithful 130
discharge of the commissioner's official duties, and for the 131
payment of any loss or damage that the county may sustain by 132
reason of ~~his~~ the commissioner's failure in such duties. Such 133
bond, with the oath of office and approval of the probate judge 134
indorsed thereon, shall be deposited with the county treasurer 135
and kept in ~~his~~ the treasurer's office. The expense or premium 136
for such bond shall be paid by the board of county commissioners 137

and charged to the general fund of the county. Such surety may 138
be discharged in the manner provided by section 2109.18 of the 139
Revised Code for the release of sureties of guardians. 140

Sec. 309.03. ~~Before~~ Except as otherwise provided in 141
section 3.061 of the Revised Code, before entering upon the 142
discharge of~~his~~ the official duties of the prosecuting 143
attorney, the prosecuting attorney shall give a bond, signed by 144
a bonding or surety company approved by the court of common 145
pleas or the probate court and authorized to do business in this 146
state, or, at ~~his~~ the prosecuting attorney's option, signed by 147
two or more freeholders having real estate in the value of 148
double the amount of the bond over and above all encumbrances to 149
the state. Such bond shall be in a sum not less than one 150
thousand dollars, to be fixed by the court of common pleas or 151
the probate court and conditioned that such prosecuting attorney 152
will faithfully discharge all the duties enjoined upon ~~him~~ the 153
prosecuting attorney by law, and pay over all moneys received ~~by~~ 154
~~him~~ in ~~his~~ the prosecuting attorney's official capacity. The 155
expense or premium for such bond shall be paid by the board of 156
county commissioners, and shall be charged to the general fund 157
of the county. Such bond, with the approval of such court and 158
the oath of office required by sections 3.22 and 3.23 of the 159
Revised Code indorsed thereon, shall be deposited with the 160
county treasurer. 161

Sec. 311.02. ~~The~~ Except as otherwise provided in section 162
3.061 of the Revised Code, the sheriff shall, within ten days 163
after receiving ~~his~~ the sheriff's commission and before the 164
first Monday of January next after ~~his election~~ being elected, 165
give a bond, signed by a bonding or surety company authorized to 166
do business in this state and to be approved by the board of 167
county commissioners, or, at the option of such sheriff, signed 168

by two or more freeholders having real estate in the value of 169
double the amount of the bond, over and above all encumbrances 170
to the state, and in a sum not less than five thousand nor more 171
than fifty thousand dollars, which sum shall be fixed by the 172
board, ~~and such~~. The bond shall be conditioned for the faithful 173
performance of the duties of ~~his~~ the office of sheriff. The 174
expense or premium for such bond shall be paid by the board and 175
charged to the general fund of the county. Such bonds, with the 176
approval of the board and the oath of office required by 177
sections 3.22 and 3.23 of the Revised Code, and Section 7 of 178
Article XV, Ohio Constitution, indorsed thereon, shall be filed 179
with the county auditor and kept in ~~his~~ the auditor's office. 180

The board may require the sheriff, at any time during ~~his~~ 181
the sheriff's term of office, to give additional sureties on ~~his~~ 182
the sheriff's bond, or to give a new bond, except as otherwise 183
provided in section 3.061 of the Revised Code. 184

No judge or clerk of any court or attorney at law shall be 185
received as surety on such bond. 186

If the sheriff fails to give a bond within the time 187
required, or fails to give additional sureties on such bond or a 188
new bond within ten days after ~~he has received~~ receiving written 189
notice that the board so requires, the board shall declare the 190
office of such sheriff vacant. 191

Sec. 313.03. ~~The~~ Except as otherwise provided in section 192
3.061 of the Revised Code, the coroner shall give a bond, signed 193
by a bonding or surety company authorized to do business in this 194
state and to be approved by the board of county commissioners, 195
or, at the option of such coroner, signed by two or more 196
freeholders having real estate in the value of double the amount 197
of the bond, over and above all encumbrances to the state, in a 198

sum not less than five thousand nor more than fifty thousand 199
dollars, fixed by the board,~~and such~~. The bond shall be 200
conditioned for the faithful performance of the duties of ~~his~~ 201
the office of coroner. The expense or premium for such bond 202
shall be paid by the board and charged to the general fund of 203
the county. Such bonds, with the approval of the board and the 204
oath of office required by sections 3.22 and 3.23 of the Revised 205
Code, indorsed thereon, shall be filed with the county auditor 206
and kept in ~~his~~ the county auditor's office. 207

The board may require the coroner, at any time during ~~his~~ 208
~~term of office~~ employment as coroner, to give additional 209
sureties on ~~his~~ the coroner's bond, or to give a new bond, 210
except as otherwise provided in section 3.061 of the Revised 211
Code. 212

No judge or clerk or any court or attorney at law shall be 213
received as surety on such bond. 214

If the coroner fails to give a bond within the time 215
required, or fails to give additional sureties on such bond or a 216
new bond within ten days after ~~he has received~~ receiving written 217
notice that the board so requires, the board shall declare the 218
office of such coroner vacant. 219

Sec. 315.03. ~~The~~ Except as provided in section 3.061 of 220
the Revised Code, the county engineer, before entering upon the 221
duties of ~~his~~ the office of county engineer, shall give bond, 222
signed by a bonding or surety company authorized to do business 223
in this state, or, at ~~his~~ the engineer's option, signed by two 224
or more freeholders having real estate in the value of double 225
the amount of the bond, over and above all encumbrances to the 226
state, in the sum of not less than two thousand nor more than 227
ten thousand dollars as fixed by the board of county 228

commissioners. Such surety company shall be approved by the 229
board and the bond shall be conditioned for the faithful 230
performance of such engineer's official duties. 231

The expense or premium for such bond shall be paid by the 232
board and charged to the general fund of the county. Such bond, 233
with the oath of office required by sections 3.22 and 3.23 of 234
the Revised Code and Section 7 of Article XV, Ohio Constitution, 235
and the approval of the board indorsed thereon, shall be 236
deposited with the county treasurer and kept in ~~his~~ the 237
treasurer's office. 238

Sec. 317.02. ~~Before~~ Except as otherwise provided in 239
section 3.061 of the Revised Code, before entering upon the 240
duties of office, the county recorder shall give a bond, 241
conditioned for the faithful discharge of the duties, signed by 242
a bonding or surety company authorized to do business in this 243
state, or, at the recorder's option, by two or more freeholders 244
having real estate in the value of double the amount of the bond 245
over and above all encumbrances to the state in the sum of not 246
less than ten thousand dollars, the surety company and the 247
amount of the bond to be approved by the board of county 248
commissioners. The expense or premium for the bond shall be paid 249
by the board and charged to the general fund of the county. The 250
bond, with the oath of office required by sections 3.22 and 3.23 251
of the Revised Code, and by Section 7 of Article XV, Ohio 252
Constitution, and the approval of the board indorsed thereon, 253
shall be deposited with the county treasurer. 254

Sec. 319.02. ~~Before~~ Except as otherwise provided in 255
section 3.061 of the Revised Code, before entering upon the 256
discharge of the duties of ~~his~~ office, the county auditor shall 257
give a bond signed by a bonding or surety company authorized to 258

do business in this state and to be approved by the board of 259
county commissioners, or, at ~~his~~ the auditor's option, by two or 260
more freeholders having real estate in the value of double the 261
amount of the bond over and above all encumbrances to the state, 262
in a sum of not less than five thousand nor more than twenty 263
thousand dollars, as the board requires, conditioned for the 264
faithful discharge of the duties of ~~his~~ office. The expense or 265
premium for such bond shall be paid by the board and charged to 266
the general fund of the county. Such bond, with the oath of 267
office required by sections 3.22 and 3.23 of the General Code, 268
and Section 7 of Article XV, Ohio Constitution, and the approval 269
of the board indorsed upon it shall be deposited by such board 270
with the county treasurer, who shall record and carefully 271
preserve it. 272

If an auditor-elect fails to give bond and take the oath 273
of office, as required by this section, on or before the day on 274
which ~~he~~ the auditor is required to take ~~possession of his~~ 275
office, such office shall become vacant. 276

Sec. 321.02. ~~Before~~ Except as otherwise provided in 277
section 3.061 of the Revised Code, before entering upon the 278
duties of ~~his~~ office, the county treasurer shall give bond to 279
the state in such sum as the board of county commissioners 280
directs, with a company authorized to conduct a surety business 281
in this state as surety, to be approved by the board and 282
conditioned for the payment of all moneys which come into ~~his~~ 283
the treasurer's hands for state, county, township, or other 284
purposes. The expense or premium for such bond shall be paid by 285
the board and charged to the general fund of the county. Such 286
bond, with the oath of office required by Section 7 of Article 287
XV, Ohio Constitution, and sections 3.22 and 3.23 of the Revised 288
Code and the approval of the board indorsed on it, shall be 289

deposited with the county auditor and ~~by him~~ carefully preserved 290
in ~~his~~ the auditor's office. Such bond shall be entered in full 291
on the record of the proceedings of the board on the day when 292
accepted and approved by it. 293

~~When~~ Except as otherwise provided in section 3.061 of the 294
Revised Code, when, in the opinion of a majority of the members 295
of the board, the surety has become insufficient, such board may 296
require the treasurer to give additional sureties on ~~his~~ the 297
treasurer's previously accepted bond. ~~When~~ Except as otherwise 298
provided in section 3.061 of the Revised Code, when in its 299
opinion more money has passed or is about to pass into the hands 300
of the treasurer than is or would be covered by ~~his~~ the 301
treasurer's bond, the board may demand and receive from such 302
treasurer an additional bond, payable and conditioned as 303
required for the original bond, with such sureties and in such 304
sum as it directs. If a treasurer fails or refuses to give such 305
additional sureties or bond for ten days from the day on which 306
the board so requires, ~~his~~ the treasurer's office shall be 307
vacant and another treasurer appointed as in other cases of 308
vacancy. 309

If a person elected to the office of treasurer fails to 310
give bond as provided in this section, on or before the day of 311
the commencement of ~~his~~ the treasurer's official term, the 312
office shall become vacant. 313

Sec. 325.071. There shall be allowed annually to the 314
sheriff, in addition to all salary and allowances otherwise 315
provided by law, an amount equal to one-half of the official 316
salary allowed under division (A) of section 325.06 and section 317
325.18 of the Revised Code, to provide for expenses that the 318
sheriff incurs in the performance of the sheriff's official 319

duties and in the furtherance of justice. Upon the order of the sheriff, the county auditor shall draw the auditor's warrant on the county treasurer, payable to the sheriff or any other person as the order designates, for the amount the order requires. The amounts the order requires, not exceeding the amount provided by this section, shall be paid out of the general fund of the county.

Nothing shall be paid under this section until the sheriff, except as otherwise provided in section 3.061 of the Revised Code, gives bond to the state in an amount not less than the sheriff's official salary, to be fixed by the court of common pleas or the probate court, with sureties to be approved by either of those courts. The bond shall be conditioned that the sheriff will faithfully discharge all the duties enjoined upon the sheriff, and pay over all moneys the sheriff receives in an official capacity. The bond, with the approval of the court of common pleas or the probate court of the amount of the bond and the sureties on the bond, shall be deposited with the county treasurer.

The sheriff annually, before the first Monday of January, shall file with the county auditor an itemized statement, verified by the sheriff, as to the manner in which the fund provided by this section has been expended during the current year, and, if any part of that fund remains in the sheriff's hands unexpended, forthwith shall pay the remainder into the county treasury.

Sec. 325.12. (A) Except for the prosecuting attorney of a county with a population of less than seventy thousand one, there shall be allowed annually to the prosecuting attorney, in addition to the prosecuting attorney's salary provided by

sections 325.11 and 325.18 of the Revised Code and to the 350
allowance provided for by section 309.06 of the Revised Code, an 351
amount equal to one-half of the official salary the prosecuting 352
attorney receives, to provide for expenses the prosecuting 353
attorney may incur in the performance of the prosecuting 354
attorney's official duties and in the furtherance of justice. 355

(B) There shall be allowed annually to the prosecuting 356
attorney of a county with a population of less than seventy 357
thousand one, in addition to the prosecuting attorney's salary 358
provided by sections 325.11 and 325.18 of the Revised Code and 359
to the allowance provided for by section 309.06 of the Revised 360
Code, an amount equal to one-half of the salary specified for a 361
prosecuting attorney with a private practice under sections 362
325.11 and 325.18 of the Revised Code, to provide for expenses 363
the prosecuting attorney may incur in the performance of the 364
prosecuting attorney's official duties and in the furtherance of 365
justice. 366

(C) Upon the order of the prosecuting attorney, the county 367
auditor shall draw the county auditor's warrant on the county 368
treasurer, payable to the prosecuting attorney or any other 369
person as the order designates, for the amount the order 370
requires, not exceeding the amount provided by division (A) or 371
(B) of this section to be paid out of the general fund of the 372
county. 373

(D) Nothing shall be paid under this section until the 374
prosecuting attorney, except as otherwise provided in section 375
3.061 of the Revised Code, has given bond to the state in a sum, 376
not less than the prosecuting attorney's official salary, to be 377
fixed by the court of common pleas or the probate court, with 378
sureties to be approved by either of those courts. The bond 379

shall be conditioned that the prosecuting attorney will 380
faithfully discharge all the duties enjoined upon the 381
prosecuting attorney, and pay over all moneys received by the 382
prosecuting attorney in the prosecuting attorney's official 383
capacity. The bond, with the approval of the court of common 384
pleas or the probate court of the amount of the bond and the 385
sureties on the bond, and the prosecuting attorney's oath of 386
office enclosed with the bond, shall be deposited with the 387
county treasurer. 388

(E) The prosecuting attorney shall, annually, before the 389
first Monday of January, file with the auditor an itemized 390
statement, verified by the prosecuting attorney, as to the 391
manner in which the fund provided by this section has been 392
expended during the current year, and, if any part of that fund 393
remains in the prosecuting attorney's hands unexpended, 394
forthwith shall pay the remainder into the county treasury. 395

Sec. 329.01. In each county, except as provided in section 396
329.40 of the Revised Code, there shall be a county department 397
of job and family services which, when so established, shall be 398
governed by this chapter. The department shall consist of a 399
county director of job and family services appointed by the 400
board of county commissioners, and such assistants and other 401
employees as are necessary for the efficient performance of the 402
functions of the county department. ~~Before~~ Except as otherwise 403
provided in section 3.061 of the Revised Code, before entering 404
upon the discharge of the director's official duties, the 405
director shall give a bond, conditioned for the faithful 406
performance of those official duties, in such sum as fixed by 407
the board. The director may require any assistant or employee 408
under the director's jurisdiction to give a bond in such sum as 409
determined by the board. All bonds given under this section 410

shall be with a surety or bonding company authorized to do 411
business in this state, conditioned for the faithful performance 412
of the duties of such director, assistant, or employee. The 413
expense or premium for any bond required by this section shall 414
be paid from the appropriation for administrative expenses of 415
the department. Such bond shall be deposited with the county 416
treasurer and kept in the treasurer's office. 417

As used in the Revised Code: 418

(A) "County department of job and family services" means 419
the county department of job and family services established 420
under this section, including an entity designated a county 421
department of job and family services under section 307.981 of 422
the Revised Code, or a joint county department of job and family 423
services established under section 329.40 of the Revised Code. 424

(B) "County director of job and family services" means the 425
county director of job and family services appointed under this 426
section or under section 329.41 of the Revised Code. 427

Sec. 505.02. ~~Each~~ Except as otherwise provided in section 428
3.061 of the Revised Code, each township trustee, before 429
entering upon the discharge of ~~his duty~~ official duties, shall 430
give bond to the state for the use of the township, in the sum 431
of one thousand dollars, conditioned for the faithful 432
performance of ~~his duty~~ official duties as a trustee, and with 433
at least two sureties, each of whom shall be a resident of the 434
same township with the trustee or a corporate surety authorized 435
to do business in this state. Such bond shall be approved by a 436
judge of the county court or judge of a municipal court having 437
jurisdiction in the township. 438

Sec. 505.03. ~~Whenever~~ Except as otherwise provided in 439

section 3.061 of the Revised Code, whenever the judge deems it 440
necessary, and on application of at least twelve freeholders of 441
the township, the judge of the county or municipal court having 442
jurisdiction in the township who approves the bond under section 443
505.02 of the Revised Code, may require additional security or 444
the execution of a new bond. If a trustee fails, for ten days, 445
to give additional security or execute a new bond after service 446
of the notice in writing, the office shall be declared vacant 447
and filled as required by section 503.24 of the Revised Code. 448
The original bond or new bond shall be deposited with the 449
township fiscal officer and recorded by the fiscal officer. 450

Sec. 507.02. When a township fiscal officer is unable to 451
carry out the duties of office because of illness, because of 452
entering the military service of the United States, because of a 453
court ordered suspension as provided for under section 507.13 of 454
the Revised Code, or because the fiscal officer is otherwise 455
incapacitated or disqualified, the board of township trustees 456
shall appoint a deputy fiscal officer, who shall have full power 457
to discharge the duties of the office. The deputy fiscal officer 458
shall serve during the period of time the fiscal officer is 459
absent or incapacitated, or until a successor fiscal officer is 460
elected and qualified. ~~Before~~ Except as otherwise provided in 461
section 3.061 of the Revised Code, before entering on the 462
discharge of official duties, the deputy fiscal officer shall 463
give bond, for the faithful discharge of official duties, as 464
required under section 507.03 of the Revised Code. The board 465
shall, by resolution, adjust and determine the compensation of 466
the fiscal officer and deputy fiscal officer. The total 467
compensation of both the fiscal officer and any deputy fiscal 468
officer shall not exceed the sums fixed by section 507.09 of the 469
Revised Code in any one year. 470

Sec. 507.021. (A) The township fiscal officer may hire and 471
appoint one or more persons as the fiscal officer finds 472
necessary to provide assistance to the township fiscal officer 473
or deputy fiscal officer. The township fiscal officer may set 474
the compensation of those persons subject to the prior approval 475
of the board of township trustees. Those persons shall serve at 476
the pleasure of the township fiscal officer or, in the absence 477
of the township fiscal officer, the deputy fiscal officer. The 478
township fiscal officer may delegate to an assistant any of the 479
duties the fiscal officer is otherwise required to perform. The 480
appointment of assistants under this section does not relieve 481
the township fiscal officer of responsibility to discharge the 482
duties of the office but shall serve to provide assistance to 483
the fiscal officer in performing those duties. 484

(B) The compensation of an assistant appointed under this 485
section shall be included in the estimate of contemplated 486
expenditures for the township fiscal officer's office that is 487
submitted to the board of township trustees for approval as 488
provided in section 5705.28 of the Revised Code. 489

(C) ~~Before~~ Except as otherwise provided in section 3.061 490
of the Revised Code, before serving, an assistant to the 491
township fiscal officer shall give bond for the faithful 492
discharge of the duties of the office as may be delegated by the 493
fiscal officer. The bond shall be payable to the board of 494
township trustees and shall be for the same sum as required 495
under section 507.03 of the Revised Code for the township fiscal 496
officer, with sureties approved by the board, and conditioned 497
for the faithful performance of duties delegated by the fiscal 498
officer. The bond shall be recorded by the township fiscal 499
officer, filed with the county treasurer, and carefully 500
preserved. 501

Sec. 507.03. The Except as otherwise provided in section 502
3.061 of the Revised Code, the township fiscal officer, before 503
entering upon the discharge of official duties, shall give a 504
bond, payable to the board of township trustees, with sureties 505
approved by the board, in the sum determined by the board but 506
not less than the sum provided in this section, and conditioned 507
for the faithful performance of the duties of the office of 508
township fiscal officer. This bond shall be recorded by the 509
township fiscal officer, filed with the county treasurer, and 510
carefully preserved. 511

The minimum sum of the township fiscal officer's bond 512
shall be as follows: 513

(A) In a township with a budget of fifty thousand dollars 514
or less, ten thousand dollars; 515

(B) In a township with a budget of more than fifty 516
thousand dollars but not more than one hundred thousand dollars, 517
thirty-five thousand dollars; 518

(C) In a township with a budget of more than one hundred 519
thousand dollars but not more than two hundred fifty thousand 520
dollars, sixty thousand dollars; 521

(D) In a township with a budget of more than two hundred 522
fifty thousand dollars but not more than five hundred thousand 523
dollars, eighty-five thousand dollars; 524

(E) In a township with a budget of more than five hundred 525
thousand dollars but not more than seven hundred fifty thousand 526
dollars, one hundred ten thousand dollars; 527

(F) In a township with a budget of more than seven hundred 528
fifty thousand dollars but not more than one million five 529
hundred thousand dollars, one hundred thirty-five thousand 530

dollars;	531
(G) In a township with a budget of more than one million	532
five hundred thousand dollars but not more than three million	533
five hundred thousand dollars, one hundred sixty thousand	534
dollars;	535
(H) In a township with a budget of more than three million	536
five hundred thousand dollars but not more than six million	537
dollars, one hundred ninety-five thousand dollars;	538
(I) In a township with a budget of more than six million	539
dollars but not more than ten million dollars, two hundred	540
twenty thousand dollars;	541
(J) In a township with a budget of more than ten million	542
dollars, two hundred fifty thousand dollars.	543
Sec. 509.02. Each <u>Except as otherwise provided in section</u>	544
<u>3.061 of the Revised Code, each</u> constable, before entering upon	545
the discharge of official duties, shall give bond to the state	546
in a sum of not less than five hundred nor more than two	547
thousand dollars, conditioned for the faithful and diligent	548
discharge of official duties, and with sureties resident of the	549
township. The amount of the bond and its sureties shall be	550
approved by the board of township trustees. The bond shall be	551
deposited with the township fiscal officer.	552
Sec. 519.161. The <u>Except as otherwise provided in section</u>	553
<u>3.061 of the Revised Code, the</u> township zoning inspector, before	554
entering upon the duties of office, shall give bond, signed by a	555
bonding or surety company authorized to do business in this	556
state or, at the inspector's option, signed by two or more	557
freeholders having real estate in the value of double the amount	558
of the bond, over and above all encumbrances to the state, in	559

the sum of not less than one thousand or more than five thousand 560
dollars as fixed by the board of township trustees. The surety 561
company or real estate bond shall be approved by the board of 562
township trustees, and the bond shall be conditioned upon the 563
faithful performance of the zoning inspector's official duties. 564
The bond shall be deposited with the township fiscal officer. 565

Sec. 705.27. ~~The~~ Except as otherwise provided in the 566
municipal charter or in section 3.061 of the Revised Code, the 567
treasurer, auditor, and such other officers or employees of the 568
municipal corporation as the legislative authority directs, 569
shall give a bond to the municipal corporation for the faithful 570
performance of their duties, in such sum as the legislative 571
authority fixes by ordinance or resolution. Premiums on official 572
bonds may be paid by the municipal corporation. 573

Sec. 705.60. The city manager shall receive such salary as 574
is fixed by the council of the municipal corporation. Such part 575
of the salary of the city manager as the council deems proper 576
shall be paid from the income of any publicly owned utility 577
operated by such municipal corporation, or from any public 578
cemetery. The part of the salary of the city manager so paid 579
shall be fixed by the council with reference to the proportion 580
of ~~his~~ the city manager's time devoted to such utility. Before 581
entering upon the duties of ~~his~~ office, the city manager shall 582
take the oath required by section 705.28 of the Revised Code ~~and~~ 583
. Except as otherwise provided in the municipal charter or in 584
section 3.061 of the Revised Code, the city manager shall 585
execute a bond in favor of the municipal corporation for the 586
faithful performance of ~~his~~ official duties, in such sum as is 587
fixed by the council. The city manager shall be furnished with 588
the corporate seal of the municipal corporation, in the center 589
of which shall be engraved the coat of arms of the state, as 590

described in section 5.04 of the Revised Code, and around the 591
edge of which shall be the words, "Manager of the city 592
of, " or "Manager of the village of, state 593
of Ohio." 594

Sec. 733.65. The sealer of weights and measures, before 595
entering upon ~~his~~ official duties, shall take the oath of office 596
required by section 733.68 of the Revised Code, ~~and. Except as~~ 597
otherwise provided in the municipal charter or in section 3.061 598
of the Revised Code, the sealer shall give bond to the municipal 599
corporation in such amount as is prescribed by ordinance, with 600
security to the approval of the mayor, and conditioned for the 601
faithful performance of ~~his~~ official duties. The sealer may 602
appoint inspectors to assist ~~him~~ the sealer in ~~his~~ the sealer's 603
duties if authorized by the legislative authority. 604

Sec. 733.69. ~~Each~~ Except as otherwise provided in the 605
municipal charter or in section 3.061 of the Revised Code, each 606
officer of a municipal corporation required by law or ordinance 607
to give bond shall do so before entering upon the duties of the 608
office, ~~except as otherwise provided in Title VII of the Revised~~ 609
~~Code. The~~ Except as otherwise provided in the municipal charter 610
or in section 3.061 of the Revised Code, the legislative 611
authority thereof may at any time require each officer to give a 612
new or additional bond. Each bond except that of the municipal 613
auditor or municipal clerk, upon its approval, shall be 614
delivered to the auditor or clerk, who shall immediately record 615
it in a record provided for that purpose and file and carefully 616
preserve it in ~~his~~ the auditor's or clerk's office. The bond of 617
the auditor or clerk shall be delivered to the municipal 618
treasurer, who shall in like manner record and preserve it. 619

Sec. 735.03. Whenever the legislative authority of any 620

city, by ordinance, declares it essential to the best interests 621
of such city, the duties relating to the management and 622
operation of municipally owned public utilities conferred upon 623
the director of public service by sections 735.02 and 743.03 of 624
the Revised Code shall be vested in a board composed of three 625
members. The mayor, with the consent of the legislative 626
authority, shall appoint one member for a term of two years, one 627
for a term of four years, and one for a term of six years. At 628
the expiration of each term of office an appointment shall be 629
made for a term of six years. In case of vacancy by death, 630
resignation, or removal from the city of a member of such board, 631
the mayor, with the consent of the legislative authority, shall 632
immediately appoint a successor to fill the vacancy for the 633
unexpired term. The legislative authority shall designate the 634
compensation to be paid to said members, their duties, 635
authority, and powers, ~~and. Except as otherwise provided in~~ 636
section 3.061 of the Revised Code, the legislative authority 637
shall determine whether such members shall be required to give 638
bond, and, if so, in what amount. The cost of any required bond 639
shall be borne by the city. 640

Sec. 739.02. In each municipal corporation there shall be 641
a board, designated as the "trustees of the sinking fund," which 642
shall have the management and control of the sinking fund 643
established under section 739.01 of the Revised Code. 644

In cities, such board shall consist of four citizens of 645
such city, who shall be electors thereof, well known for their 646
intelligence and integrity, to be appointed by the mayor for 647
one, two, three, and four years respectively, and their 648
successors shall be appointed for four years from the expiration 649
of their respective terms. Such appointments shall be so 650
distributed that not more than two members of the board belong 651

the same political party. Any vacancy by death, resignation, 652
removal from the city, or otherwise of any member shall be 653
filled by appointment by the mayor for the unexpired portion of 654
each term. 655

In villages, the mayor, clerk, and ~~chairman~~ chairperson of 656
the finance committee of the legislative authority shall be the 657
members of such board. 658

Such members shall serve without compensation ~~and~~. Except 659
as otherwise provided in the municipal charter or in section 660
3.061 of the Revised Code, such members shall give such bond as 661
the legislative authority requires. A surety company authorized 662
to sign such bonds shall be sufficient security, and the costs 663
thereof, together with all other incidental and necessary 664
expenses of such board, shall be paid by it from funds under its 665
control. 666

Sec. 747.01. Whenever in any city the legislative 667
authority thereof, by ordinance, declares it essential to the 668
interests of such city that a rapid transit commission, with the 669
powers and duties described in sections 747.01 to 747.13, 670
inclusive, of the Revised Code, be appointed, the mayor of such 671
city shall appoint a board to be known as the board of rapid 672
transit commissioners. Such board shall consist of five members, 673
electors of the county within which such city is located, and a 674
majority of whom shall be electors of such city. 675

The commissioners shall serve without compensation until 676
such time as any of the contracts necessary for the construction 677
authorized by such sections have been awarded, after which time 678
the commissioners shall receive such compensation as is fixed by 679
the legislative authority of the city, ~~and~~. Except as otherwise 680
provided in section 3.061 of the Revised Code, each commissioner 681

shall give bond in an amount to be fixed by the legislative 682
authority and approved as other bonds of municipal officers; the 683
premium on such bond shall be paid by the city. 684

The commissioners shall be appointed for terms of one, 685
two, three, four, and five years respectively, and their 686
successors shall be appointed for a term of five years, in 687
cities having no charter, and in cities having charters in 688
accordance with the provisions thereof, and in case of vacancy 689
by death, resignation, or removal of a member of such board, the 690
mayor shall immediately appoint a successor to fill the vacancy 691
for the unexpired term. 692

The mayor, with the approval of the legislative authority, 693
may remove any commissioner upon charges and specifications of 694
malfeasance or nonfeasance in office preferred by the mayor. A 695
copy of such charges and specifications shall be furnished the 696
commissioner accused, and ~~he~~ the accused commissioner shall be 697
given a hearing by the mayor and have the opportunity to 698
confront the witness against ~~him~~ the accused commissioner and to 699
present ~~his~~ a defense in person or by counsel. If the mayor's 700
decision upon such charges is in favor of removal, ~~he~~ the mayor 701
shall certify the proceedings and ~~his~~ the mayor's findings to 702
the legislative authority for approval or disapproval, and the 703
action of the legislative authority thereon shall be final. 704

Sec. 749.22. The board of hospital trustees provided by 705
section 749.21 of the Revised Code shall consist of eight 706
resident electors of the municipal corporation, who shall be 707
appointed by the board of trustees of the sinking fund, or, in 708
the event that the board of trustees of a sinking fund ceases to 709
function within such municipal corporation by operation of law, 710
they shall be appointed by the legislative authority of the 711

municipal corporation. Each member of such board shall serve 712
without compensation for the term of four years. When the terms 713
of members presently holding office expire, of those first 714
appointed thereafter, one shall be appointed for a term of one 715
year, one for a term of two years, one for a term of three 716
years, and one for a term of four years. The remaining 717
appointments shall be one for one year, one for two years, one 718
for three years, and one for four years, and thereafter their 719
successors shall be appointed two each year to serve for the 720
term of four years, but not more than four shall be of the same 721
political party. Vacancy in the board by death, resignation, or 722
otherwise shall be filled in like manner for the remainder of 723
the term. 724

The members of the board of hospital trustees, before 725
entering upon the discharge of their duties, shall take the oath 726
of office prescribed by section 733.68 of the Revised Code, and, 727
except as otherwise provided in the municipal charter or in 728
section 3.061 of the Revised Code, shall give bond in the sum of 729
twenty-five hundred dollars, conditioned according to section 730
733.71 of the Revised Code and to the approval of the mayor and 731
the legislative authority of the municipal corporation. 732

Sec. 755.23. The members of the board of park trustees 733
shall serve without compensation. Before entering upon the 734
discharge of their duties, they shall each take the oath of 735
office prescribed by section 733.68 of the Revised Code, and, 736
except as otherwise provided in the municipal charter or in 737
section 3.061 of the Revised Code, shall give bond in the sum of 738
twenty-five hundred dollars, conditioned according to section 739
733.71 of the Revised Code, and to the approval of the mayor and 740
legislative authority of the municipal corporation. 741

Sec. 955.12. Except as provided in section 955.121 of 742
Revised Code, a board of county commissioners shall appoint or 743
employ a county dog warden and deputies in such number, for such 744
periods of time, and at such compensation as the board considers 745
necessary to enforce sections 955.01 to 955.27 and 955.50 to 746
955.53 of the Revised Code. 747

~~The~~ Except as otherwise provided in section 3.061 of the 748
Revised Code, the warden and deputies shall give bond in a sum 749
not less than five hundred dollars and not more than two 750
thousand dollars, as set by the board, conditioned for the 751
faithful performance of their duties. The bond or bonds may, in 752
the discretion of the board, be individual or blanket bonds. The 753
bonds shall be filed with the county auditor of their respective 754
counties. 755

The warden and deputies shall make a record of all dogs 756
owned, kept, and harbored in their respective counties. They 757
shall patrol their respective counties and seize and impound on 758
sight all dogs found running at large and all dogs more than 759
three months of age found not wearing a valid registration tag, 760
except any dog that wears a valid registration tag and is: on 761
the premises of its owner, keeper, or harborer, under the 762
reasonable control of its owner or some other person, hunting 763
with its owner or its handler at a field trial, kept constantly 764
confined in a dog kennel registered under this chapter or one 765
licensed under Chapter 956. of the Revised Code, or acquired by, 766
and confined on the premises of, an institution or organization 767
of the type described in section 955.16 of the Revised Code. A 768
dog that wears a valid registration tag may be seized on the 769
premises of its owner, keeper, or harborer and impounded only in 770
the event of a natural disaster. 771

If a dog warden has reason to believe that a dog is being 772
treated inhumanely on the premises of its owner, keeper, or 773
harborer, the warden shall apply to the court of common pleas 774
for the county in which the premises are located for an order to 775
enter the premises, and if necessary, seize the dog. If the 776
court finds probable cause to believe that the dog is being 777
treated inhumanely, it shall issue such an order. 778

The warden and deputies shall also make weekly reports, in 779
writing, to the board in their respective counties of all dogs 780
seized, impounded, redeemed, and destroyed. 781

The wardens and deputies shall have the same police powers 782
as are conferred upon sheriffs and police officers in the 783
performance of their duties as prescribed by sections 955.01 to 784
955.27 and 955.50 to 955.53 of the Revised Code. They shall also 785
have power to summon the assistance of bystanders in performing 786
their duties and may serve writs and other legal processes 787
issued by any court in their respective counties with reference 788
to enforcing those sections. County auditors may deputize the 789
wardens or deputies to issue dog licenses as provided in 790
sections 955.01 and 955.14 of the Revised Code. 791

Whenever any person files an affidavit in a court of 792
competent jurisdiction that there is a dog running at large that 793
is not kept constantly confined either in a dog kennel 794
registered under this chapter or one licensed under Chapter 956. 795
of the Revised Code or on the premises of an institution or 796
organization of the type described in section 955.16 of the 797
Revised Code or that a dog is kept or harbored in the warden's 798
jurisdiction without being registered as required by law, the 799
court shall immediately order the warden to seize and impound 800
the dog. Thereupon the warden shall immediately seize and 801

impound the dog complained of. The warden shall give immediate 802
notice by certified mail to the owner, keeper, or harborer of 803
the dog seized and impounded by the warden, if the owner, 804
keeper, or harborer can be determined from the current year's 805
registration list maintained by the warden and the county 806
auditor of the county where the dog is registered, that the dog 807
has been impounded and that, unless the dog is redeemed within 808
fourteen days of the date of the notice, it may thereafter be 809
sold or destroyed according to law. If the owner, keeper, or 810
harborer cannot be determined from the current year's 811
registration list maintained by the warden and the county 812
auditor of the county where the dog is registered, the officer 813
shall post a notice in the pound or animal shelter both 814
describing the dog and place where seized and advising the 815
unknown owner that, unless the dog is redeemed within three 816
days, it may thereafter be sold or destroyed according to law. 817

Sec. 1901.32. (A) The bailiffs and deputy bailiffs of a 818
municipal court shall be provided for, and their duties are, as 819
follows: 820

(1) Except for the Hamilton county municipal court, the 821
court shall appoint a bailiff who shall receive the annual 822
compensation that the court prescribes payable in either 823
biweekly installments or semimonthly installments, as determined 824
by the payroll administrator, from the same sources and in the 825
same manner as provided in section 1901.11 of the Revised Code. 826
The court may provide that the chief of police of the municipal 827
corporation or a member of the police force be appointed by the 828
court to be the bailiff of the court. Before entering upon the 829
duties of office, the bailiff shall take an oath to faithfully 830
perform the duties of the office and, except as otherwise 831
provided in section 3.061 of the Revised Code, shall give a bond 832

of not less than three thousand dollars, as the legislative 833
authority prescribes, conditioned for the faithful performance 834
of the duties of chief bailiff. 835

(2) Except for the Hamilton county municipal court, deputy 836
bailiffs may be appointed by the court. Deputy bailiffs shall 837
receive the compensation payable in semimonthly installments out 838
of the city treasury that the court prescribes, except that the 839
compensation of deputy bailiffs in a county-operated municipal 840
court shall be paid out of the treasury of the county in which 841
the court is located. ~~Each~~ Except as otherwise provided in 842
section 3.061 of the Revised Code, each deputy bailiff shall 843
give a bond in an amount not less than one thousand dollars, 844
and, when so qualified, may perform the duties pertaining to the 845
office of chief bailiff of the court. 846

(3) The bailiff and all deputy bailiffs of the Hamilton 847
county municipal court shall be appointed by the clerk and shall 848
receive the compensation payable in semimonthly installments out 849
of the treasury of Hamilton county that the clerk prescribes. 850
Each judge of the Hamilton county municipal court may appoint a 851
courtroom bailiff, each of whom shall receive the compensation 852
payable in semimonthly installments out of the treasury of 853
Hamilton county that the court prescribes. 854

(4) The legislative authority may purchase motor vehicles 855
for the use of the bailiffs and deputy bailiffs as the court 856
determines they need to perform the duties of their office. All 857
expenses, maintenance, and upkeep of the vehicles shall be paid 858
by the legislative authority upon approval by the court. Any 859
allowances, costs, and expenses for the operation of private 860
motor vehicles by bailiffs and deputy bailiffs for official 861
duties, including the cost of oil, gasoline, and maintenance, 862

shall be prescribed by the court and, subject to the approval of 863
the legislative authority, shall be paid from the city treasury, 864
except that the allowances, costs, and expenses for the bailiffs 865
and deputy bailiffs of a county-operated municipal court shall 866
be paid from the treasury of the county in which the court is 867
located. 868

(5) Every police officer of any municipal corporation and 869
police constable of a township within the territory of the court 870
is ex officio a deputy bailiff of the court in and for the 871
municipal corporation or township in which commissioned as a 872
police officer or police constable, and shall perform any duties 873
in respect to cases within the officer's or constable's 874
jurisdiction that are required by a judge of the court, or by 875
the clerk or a bailiff or deputy bailiff of the court, without 876
additional compensation. 877

(6) In addition to the persons who are ex officio deputy 878
bailiffs under division (A) (5) of this section, every deputy 879
sheriff of a county is ex officio a deputy bailiff of a 880
municipal court within the county and shall perform without 881
additional compensation any duties in respect to cases within 882
the court's jurisdiction that are required by a judge of the 883
court, by the clerk of the court, or by a bailiff or deputy 884
bailiff of the court. 885

(7) The bailiff and deputy bailiffs shall perform for the 886
court services similar to those performed by the sheriff for the 887
court of common pleas and shall perform any other duties that 888
are requested by rule of court. 889

The bailiff or deputy bailiff may administer oaths to 890
witnesses and jurors and receive verdicts in the same manner and 891
form and to the same extent as the clerk or deputy clerks of the 892

court. The bailiff may approve all undertakings and bonds given 893
in actions of replevin and all redelivery bonds in attachments. 894

(B) In the Cleveland municipal court, the chief clerks and 895
all deputy clerks are in the classified civil service of the 896
city of Cleveland. The clerk, the chief deputy clerks, the 897
probation officers, one private secretary, one personal 898
stenographer to the clerk, and one personal bailiff to each 899
judge are in the unclassified civil service of the city of 900
Cleveland. Upon demand of the clerk, the civil service 901
commission of the city of Cleveland shall certify a list of 902
those eligible for the position of deputy clerk. From the list, 903
the clerk shall designate chief clerks and the number of deputy 904
clerks that the legislative authority determines are necessary. 905

Except as otherwise provided in this division, the 906
bailiff, chief deputy bailiffs, and all deputy bailiffs of the 907
Cleveland municipal court appointed after January 1, 1968, and 908
the chief housing specialist, housing specialists, and housing 909
division referees of the housing division of the Cleveland 910
municipal court appointed under section 1901.331 of the Revised 911
Code are in the unclassified civil service of the city of 912
Cleveland. All deputy bailiffs of the housing division of the 913
Cleveland municipal court appointed pursuant to that section are 914
in the classified civil service of the city of Cleveland. Upon 915
the demand of the judge of the housing division of the Cleveland 916
municipal court, the civil service commission of the city of 917
Cleveland shall certify a list of those eligible for the 918
position of deputy bailiff of the housing division. From the 919
list, the judge of the housing division shall designate the 920
number of deputy bailiffs that the judge determines are 921
necessary. 922

The chief deputy clerks, the chief clerks, and all other 923
deputy clerks of the Cleveland municipal court shall receive the 924
compensation that the clerk prescribes. Except as provided in 925
division (A) (4) (a) of section 1901.331 of the Revised Code with 926
respect to officers and employees of the housing division of the 927
Cleveland municipal court, the bailiff, all deputy bailiffs, and 928
assignment room personnel of the Cleveland municipal court shall 929
receive the compensation that the court prescribes. 930

Any appointee under sections 1901.01 to 1901.37 of the 931
Revised Code may be dismissed or discharged by the same power 932
that appointed the appointee. In the case of the removal of any 933
civil service appointee under those sections, an appeal may be 934
taken from the decision of the civil service commission to the 935
court of common pleas of Cuyahoga county to determine the 936
sufficiency of the cause of removal. The appeal shall be taken 937
within ten days of the finding of the commission. 938

In the Cleveland municipal court, the presiding judge may 939
appoint on a full-time, per diem, or contractual basis any 940
official court reporters for the civil branch of the court that 941
the business of the court requires. The compensation of official 942
court reporters shall be determined by the presiding judge of 943
the court. The compensation shall be payable from the city 944
treasury and from the treasury of Cuyahoga county in the same 945
proportion as designated in section 1901.11 of the Revised Code 946
for the payment of compensation of municipal judges. In every 947
trial in which the services of a court reporter so appointed are 948
requested by the judge, any party, or the attorney for any 949
party, there shall be taxed for each day's services of the court 950
reporter a fee in the same amount as may be taxed for similar 951
services in the court of common pleas under section 2301.21 of 952
the Revised Code, to be collected as other costs in the case. 953

The fees so collected shall be paid quarterly by the clerk into 954
the city treasury and the treasury of Cuyahoga county in the 955
same proportion as the compensation for the court reporters is 956
paid from the city and county treasuries and shall be credited 957
to the general funds of the city and county treasuries. 958

(C) In the Hamilton county municipal court, all employees, 959
including the bailiff, deputy bailiff, and courtroom bailiffs, 960
are in the unclassified civil service. 961

Sec. 1907.20. (A) The clerk of courts shall be the clerk 962
of the county court, except that the board of county 963
commissioners, with the concurrence of the county court judges, 964
may appoint a clerk for each county court judge, who shall serve 965
at the pleasure of the board and shall receive compensation as 966
set by the board, payable in semimonthly installments from the 967
treasury of the county. ~~An~~ Except as otherwise provided in 968
section 3.061 of the Revised Code, an appointed clerk, before 969
entering upon the duties of the office, shall give bond of not 970
less than five thousand dollars, as determined by the board of 971
county commissioners, conditioned upon the faithful performance 972
of the clerk's duties. 973

The clerks of courts of common pleas, when acting as the 974
clerks of county courts, and upon assuming their county court 975
duties, shall receive compensation at one-fourth the rate 976
prescribed for the clerks of courts of common pleas as 977
determined in accordance with the population of the county and 978
the rates set forth in sections 325.08 and 325.18 of the Revised 979
Code. This compensation shall be paid from the county treasury 980
in semimonthly installments and is in addition to the annual 981
compensation received for the performance of the duties of the 982
clerk of a court of common pleas as provided in sections 325.08 983

and 325.18 of the Revised Code. 984

(B) The clerk of a county court shall have general powers 985
to administer oaths, take affidavits, and issue executions upon 986
any judgment rendered in the county court, including a judgment 987
for unpaid costs, power to issue and sign all writs, process, 988
subpoenas, and papers issuing out of the court, and to attach 989
the seal of the court to them, and power to approve all bonds, 990
sureties, recognizances, and undertakings fixed by any judge of 991
the court or by law. The clerk shall file and safely keep all 992
journals, records, books, and papers belonging or appertaining 993
to the court, record its proceedings, perform all other duties 994
that the judges of the court may prescribe, and keep a book 995
showing all receipts and disbursements, which shall be open for 996
public inspection at all times. The clerk may refuse to accept 997
for filing any pleading or paper submitted for filing by a 998
person who has been found to be a vexatious litigator under 999
section 2323.52 of the Revised Code and who has failed to obtain 1000
leave to proceed under that section. 1001

The clerk shall prepare and maintain a general index, a 1002
docket as prescribed by the court, which shall be furnished by 1003
the board of county commissioners, and such other records as the 1004
court, by rule, requires, all of which shall be the public 1005
records of the court. In the docket, the clerk shall enter at 1006
times of the commencement of an action, the names of the parties 1007
in full, the names of the counsel, and the nature of the 1008
proceedings. Under proper dates, the clerk shall note the filing 1009
of the complaint, issuing of summons or other process, returns, 1010
and pleadings subsequent thereto. The clerk also shall enter all 1011
reports, verdicts, orders, judgments, and proceedings of the 1012
court, clearly specifying the relief granted or orders made in 1013
each action. The court may order an extended record of any of 1014

the above to be made and entered, under the proper action 1015
heading, upon the docket at the request of any party to the 1016
case, the expense of which may be taxed as costs in the case or 1017
may be required to be prepaid by the party demanding the 1018
extended record, upon order of the court. 1019

(C) The clerk of a county court shall receive and collect 1020
all costs, fees, fines, penalties, bail, and other moneys 1021
payable to the office or to any officer of the court and issue 1022
receipts therefor, and shall on or before the twentieth day of 1023
the month following the month in which they are collected 1024
disburse the costs, fees, fines, penalties, bail, and other 1025
moneys to the proper persons or officers and take receipts 1026
therefor. Subject to sections 307.515, 4511.19, 4511.193, and 1027
5503.04 of the Revised Code and all other statutes that require 1028
a different distribution of fines, fines received for violations 1029
of municipal ordinances shall be paid into the treasury of the 1030
municipal corporation whose ordinance was violated, fines 1031
received for violations of township resolutions adopted pursuant 1032
to section 503.52 or 503.53 or Chapter 504. of the Revised Code 1033
shall be paid into the treasury of the township whose resolution 1034
was violated, and fines collected for the violation of state 1035
laws shall be paid into the county treasury. Moneys deposited as 1036
security for costs shall be retained pending the litigation. 1037

The clerk shall keep a separate account of all receipts 1038
and disbursements in civil and criminal cases. The separate 1039
account shall be a permanent public record of the office. On the 1040
expiration of a clerk's term, those records shall be delivered 1041
to the clerk's successor. 1042

The clerk shall have such other powers and duties as are 1043
prescribed by rule or order of the court. 1044

(D) All moneys paid into a county court shall be noted on 1045
the record of the case in which they are paid and shall be 1046
deposited in a state or national bank selected by the clerk. On 1047
the first Monday in January of each year, the clerk shall make a 1048
list of the titles of all cases in the county court that were 1049
finally determined more than one year past in which there 1050
remains unclaimed in the possession of the clerk any funds, or 1051
any part of a deposit for security of costs not consumed by the 1052
costs in the case. The clerk shall give notice of the moneys to 1053
the parties entitled to them or to their attorneys of record. 1054
All the moneys remaining unclaimed on the first day of April of 1055
each year shall be paid by the clerk to the county treasurer. 1056
Any part of the moneys shall be paid by the county treasurer at 1057
any time to the person having the right to them, upon proper 1058
certification of the clerk. 1059

(E) (1) In county court districts having appointed clerks, 1060
deputy clerks may be appointed by the board of county 1061
commissioners. Clerks and deputy clerks shall receive such 1062
compensation payable in semimonthly installments out of the 1063
county treasury as the board may prescribe. Each deputy clerk 1064
shall take an oath of office before entering upon the duties of 1065
the deputy clerk's office and, when so qualified, may perform 1066
the duties appertaining to the office of the clerk. The clerk 1067
may require any of the deputy clerks to give bond of not less 1068
than three thousand dollars, conditioned for the faithful 1069
performance of the deputy clerk's duties. 1070

(2) A clerk of courts acting as clerk of the county court 1071
may appoint deputy clerks to perform the duties pertaining to 1072
the office of clerk of the county court. Each deputy clerk shall 1073
take an oath of office before entering upon the deputy clerk's 1074
duties, and the clerk of courts may require the deputy clerk to 1075

give bond of not less than three thousand dollars, conditioned 1076
for the faithful performance of the deputy clerk's duties. 1077

(3) The clerk or a deputy clerk of a county court shall be 1078
in attendance at all sessions of the court, although not 1079
necessarily in the courtroom, and may administer oaths to 1080
witnesses and jurors and receive verdicts. 1081

(F) (1) In county court districts having appointed clerks, 1082
the board of county commissioners may order the establishment of 1083
one or more branch offices of the clerk and, with the 1084
concurrence of the county judges, may appoint a special deputy 1085
clerk to administer each branch office. Each special deputy 1086
clerk shall take an oath of office before entering upon the 1087
duties of the deputy clerk's office and, when so qualified, may 1088
perform any one or more of the duties appertaining to the office 1089
of clerk, as the board prescribes. Special deputy clerks shall 1090
receive such compensation payable in semimonthly installments 1091
out of the county treasury as the board may prescribe. ~~The~~ 1092
Except as otherwise provided in section 3.061 of the Revised 1093
Code, the board may require any of the special deputy clerks to 1094
give bond of not less than three thousand dollars, conditioned 1095
for the faithful performance of the deputy clerk's duties. 1096

The board of county commissioners may authorize the clerk 1097
of the county court to operate one or more branch offices, to 1098
divide the clerk's time between the offices, and to perform 1099
duties appertaining to the office of clerk in locations that the 1100
board prescribes. 1101

(2) A clerk of courts acting as clerk of the county court 1102
may establish one or more branch offices for the clerk's duties 1103
as clerk of the county court and, with the concurrence of the 1104
county court judges, may appoint a special deputy clerk to 1105

administer each branch office. Each special deputy clerk shall 1106
take an oath of office before entering upon the deputy clerk's 1107
duties and, when so qualified, may perform any of the duties 1108
pertaining to the office of clerk, as the clerk of courts 1109
prescribes. The clerk of courts may require any of the special 1110
deputy clerks to give bond of not less than three thousand 1111
dollars, conditioned for the faithful performance of the deputy 1112
clerk's duties. 1113

(G) The clerk of courts of the county shall fix the 1114
compensation of deputy clerks and special deputy clerks 1115
appointed by the clerk pursuant to this section. Those personnel 1116
shall be paid and be subject to the same requirements as other 1117
employees of the clerk under the provisions of section 325.17 of 1118
the Revised Code insofar as that section is applicable. 1119

Sec. 2101.03. ~~Before~~ Except as otherwise provided in 1120
section 3.061 of the Revised Code, before entering upon the 1121
discharge of official duties, the probate judge shall give a 1122
bond to the state in a sum not less than five thousand dollars. 1123
The bond shall have sufficient surety, shall be approved by the 1124
board of county commissioners or by the county auditor and 1125
county recorder in the absence from the county of two of the 1126
members of the board, and shall be conditioned that the judge 1127
will faithfully pay over all moneys received by the judge in the 1128
judge's official capacity, enter and record the orders, 1129
judgments, and proceedings of the court, and faithfully and 1130
impartially perform all the duties of the judge's office. The 1131
bond, with the oath of office required by sections 3.22 and 3.23 1132
of the Revised Code indorsed on it, shall be deposited with the 1133
county treasurer and kept in the treasurer's office. As the 1134
state of business in the probate judge's office renders it 1135
necessary, the board, except as otherwise provided in section 1136

3.061 of the Revised Code, may require the probate judge to give 1137
additional bond. 1138

Sec. 2151.12. (A) Except as otherwise provided in this 1139
division, whenever a court of common pleas, division of domestic 1140
relations, exercises the powers and jurisdictions conferred in 1141
Chapters 2151. and 2152. of the Revised Code, the judge or 1142
judges of that division or, if applicable, the judge of that 1143
division who specifically is designated by section 2301.03 of 1144
the Revised Code as being responsible for administering sections 1145
2151.13, 2151.16, 2151.17, 2151.18, and 2152.71 of the Revised 1146
Code shall be the clerk of the court for all records filed with 1147
the court pursuant to Chapter 2151. or 2152. of the Revised Code 1148
or pursuant to any other section of the Revised Code that 1149
requires documents to be filed with a juvenile judge or a 1150
juvenile court. If, in a division of domestic relations of a 1151
court of common pleas that exercises the powers and jurisdiction 1152
conferred in Chapters 2151. and 2152. of the Revised Code, the 1153
judge of the division, both judges in a two-judge division, or a 1154
majority of the judges in a division with three or more judges 1155
and the clerk of the court of common pleas agree in an agreement 1156
that is signed by the agreeing judge or judges and the clerk and 1157
entered into formally in the journal of the court, the clerk of 1158
courts of common pleas shall keep the records filed with the 1159
court pursuant to Chapter 2151. or 2152. of the Revised Code or 1160
pursuant to any other section of the Revised Code that requires 1161
documents to be filed with a juvenile judge or a juvenile court. 1162

Whenever the juvenile judge, or a majority of the juvenile 1163
judges of a multi-judge juvenile division, of a court of common 1164
pleas, juvenile division, and the clerk of the court of common 1165
pleas agree in an agreement that is signed by the judge and the 1166
clerk and entered formally in the journal of the court, the 1167

clerks of courts of common pleas shall keep the records of those 1168
courts. In all other cases, the juvenile judge shall be the 1169
clerk of the judge's own court. 1170

(B) In counties in which the juvenile judge is clerk of 1171
the judge's own court, except as otherwise provided in section 1172
3.061 of the Revised Code, before entering upon the duties of 1173
office as the clerk, the judge shall execute and file with the 1174
county treasurer a bond in a sum to be determined by the board 1175
of county commissioners, with sufficient surety to be approved 1176
by the board, conditioned for the faithful performance of duties 1177
as clerk. The bond shall be given for the benefit of the county, 1178
the state, or any person who may suffer loss by reason of a 1179
default in any of the conditions of the bond. 1180

Sec. 2153.10. ~~Before~~ Except as otherwise provided in 1181
section 3.061 of the Revised Code, before entering upon ~~the~~ 1182
official duties ~~of his office,~~ the administrative juvenile 1183
judge, as judge and clerk of the juvenile court, and each judge 1184
shall execute and file with the county treasurer of Cuyahoga 1185
county a bond in the sum of not less than five thousand dollars, 1186
to be determined by the board of county commissioners of 1187
Cuyahoga county, with sufficient surety, to be approved by said 1188
board, conditioned for the faithful performance of such duties 1189
as clerk. Said bond shall be given for the benefit of Cuyahoga 1190
county, the state, and any person who may suffer loss by reason 1191
of a default in any of the conditions of said bond. 1192

Sec. 2301.12. The court of common pleas of a county may 1193
appoint: 1194

(A) A court interpreter, who shall take an oath of office, 1195
~~hold his~~ the position at the will and under the direction of the 1196
court, interpret the testimony of witnesses, translate any 1197

writing necessary to be translated in court, or in a cause 1198
therein, and perform such other services as are required by the 1199
court. The interpreter shall, without extra compensation, render 1200
such services in the court of appeals and probate court as the 1201
judges of those courts require. ~~He~~ The interpreter shall receive 1202
for ~~his~~ this service ~~a~~ compensation fixed by the appointing 1203
~~court appointing him,~~ not to exceed twelve hundred dollars in 1204
any year, or such sum in each particular case as the court deems 1205
just. If a stipulated salary, such compensation shall be payable 1206
monthly from the county treasury, upon the warrant of the county 1207
auditor; in other cases, at the conclusion of ~~his~~ the 1208
interpreter's services, upon the certificate of the judge of the 1209
court in which they were rendered. 1210

(B) A criminal bailiff, who shall be a deputy sheriff and 1211
hold ~~his~~ the position at the will of such court. ~~He~~ The criminal 1212
bailiff shall receive compensation to be fixed by such court at 1213
the time of ~~his~~ appointment, not to exceed the amount allowed 1214
court constables in the same court, which shall be paid monthly 1215
from the county treasury upon the warrant of the auditor. 1216

(C) In counties where there are four or more judges of the 1217
court of common pleas, the judges of such court in joint session 1218
shall, instead of a criminal bailiff as provided in division 1219
(B), appoint a chief court constable, who shall, in connection 1220
with the court constables appointed by the several judges, have 1221
supervision over the jurors regularly drawn for service as 1222
jurors, so that there may be at all times sufficient jurors in 1223
attendance subject to the call of the several court constables 1224
when the said jurors are required to fill the panel in any case 1225
upon trial. Said chief court constable, who shall be a deputy 1226
sheriff, shall perform all the duties ~~and give a bond~~ required 1227
to be performed ~~and given~~ by a criminal bailiff, and perform 1228

such other duties as the court directs. ~~He~~ Except as otherwise 1229
provided in section 3.061 of the Revised Code, the chief court 1230
constable shall give a bond required to be given by a criminal 1231
bailiff. The chief court constable shall receive such 1232
compensation as the judges of the court in joint session fix, 1233
not to exceed the sum of fifteen hundred dollars per annum, 1234
which shall be paid monthly from the county treasury, upon the 1235
warrant of the auditor. Said chief court constable shall hold 1236
~~his~~ the position during the pleasure of the judges of the court 1237
and shall be subject to and under their direction. 1238

(D) In counties having a population in excess of three 1239
hundred thousand as ascertained by the federal census, one or 1240
more psychiatrists, psychologists, or other examiners or 1241
investigators, who shall take an oath of office, hold their 1242
positions at the will of such judges, and receive compensation 1243
to be fixed by the judges appointing them, not exceeding in the 1244
aggregate such amount as is appropriated therefor by the board 1245
of county commissioners, which compensation shall be in place of 1246
all fees. Such compensation so fixed shall be payable monthly 1247
from the county treasury upon the warrant of the auditor. 1248

Such employees, whenever called upon by a judge of such 1249
court, in a criminal case, shall perform the duties which are 1250
prescribed by section 2947.06 of the Revised Code respectively 1251
for psychiatrists or psychologists appointed in the particular 1252
case, or for probation officers or departments. 1253

(E) In counties having a population in excess of three 1254
hundred thousand as ascertained by the last preceding federal 1255
census, an administrative assistant, who shall take an oath of 1256
office, hold ~~his~~ the position at the will of the appointing 1257
judges ~~appointing him~~, and under the direction and supervision 1258

of the judges, assume such duties, other than judicial, as may 1259
be delegated to ~~him~~ the administrative assistant by the judges, 1260
and receive compensation to be fixed by the judges appointing 1261
~~him~~ the administrative assistant sitting in joint session, 1262
payable in equal monthly installments from the county treasury, 1263
upon the warrant of the county auditor. 1264

Sec. 2303.02. ~~Before~~ Except as otherwise provided in 1265
section 3.061 of the Revised Code, before entering upon the 1266
discharge of ~~the official~~ duties of ~~his office~~, the clerk of the 1267
court of common pleas shall give a bond signed by a bonding or 1268
surety company authorized to do business in this state, or, at 1269
~~his~~ the clerk's option, by two or more freeholders having real 1270
estate in the value of double the amount of the bond over and 1271
above all encumbrances to the state in a sum not less than ten 1272
thousand nor more than forty thousand dollars, to be fixed by 1273
the board of county commissioners, and the surety company to be 1274
approved by the board, ~~and~~. The bond shall be conditioned that 1275
such clerk will enter and record all the orders, decrees, 1276
judgments, and proceedings of the courts of which ~~he~~ such clerk 1277
is the clerk, pay over all moneys received by ~~him~~ the clerk in 1278
~~his~~ an official capacity, and faithfully and impartially 1279
discharge the official duties of ~~his~~ the clerk's office. The 1280
expense or premium for such bond shall be paid by the board and 1281
charged to the general fund of the county. Such bond, with the 1282
oath of office and the approval of the board indorsed thereon, 1283
shall be deposited with the county treasurer and kept in ~~his~~ the 1284
treasurer's office. 1285

Sec. 3313.23. If a treasurer of a board of education is 1286
absent from any meeting of the board the members present shall 1287
choose one of their number to serve in ~~his~~ the treasurer's place 1288
pro tempore. 1289

If a board of education determines the treasurer is 1290
incapacitated in such a manner that ~~he~~ the treasurer is unable 1291
to perform the duties of the office of treasurer, the board may, 1292
by a majority vote of the members of the board, appoint a person 1293
to serve in ~~his~~ the treasurer's place pro tempore. Each board of 1294
education shall adopt a written policy establishing standards 1295
for determining whether the treasurer is incapacitated, and 1296
shall provide that during any period in which the treasurer is 1297
incapacitated, ~~he~~ the treasurer may be placed on sick leave or 1298
on leave of absence and may be returned to active duty status 1299
from sick leave or leave of absence. The treasurer may request a 1300
hearing before the board on any action taken under this section, ~~—~~ 1301
and ~~he~~ shall have the same rights in any such hearing as are 1302
afforded to a teacher in a board hearing under section 3319.16 1303
of the Revised Code. The treasurer pro tempore shall perform all 1304
of the duties and functions of the treasurer, and shall serve 1305
until the treasurer's incapacity is removed as determined by a 1306
majority vote of the members of the board or until the 1307
expiration of the treasurer's contract or term of office, 1308
whichever is sooner. The treasurer pro tempore may be removed at 1309
any time for cause by a two-thirds vote of the members of the 1310
board. The board shall fix the compensation of the treasurer pro 1311
tempore in accordance with section 3313.24 of the Revised Code, 1312
and, except as otherwise provided in section 3.061 of the 1313
Revised Code, shall require the treasurer pro tempore to execute 1314
a bond immediately after ~~his~~ appointment in accordance with 1315
section 3313.25 of the Revised Code. If a treasurer is a member 1316
of the board, ~~he~~ the treasurer shall not vote on any matter 1317
related to ~~his~~ the treasurer's own incapacitation. 1318

Sec. 3313.25. ~~Before~~ Except as otherwise provided in 1319
section 3.061 of the Revised Code, before entering upon the 1320

duties of ~~his~~ office, the treasurer of each board of education 1321
shall execute a bond, in an amount and with surety to be 1322
approved by the board, payable to the state, conditioned for the 1323
faithful performance of all the official duties required of ~~him~~ 1324
the treasurer. Such bond must be deposited with the president of 1325
the board, and a copy thereof, certified by ~~him~~ the president, 1326
shall be filed with the county auditor. 1327

Sec. 3314.011. (A) Every community school established 1328
under this chapter shall have a designated fiscal officer. 1329
Except as provided for in division (C) of this section, the 1330
fiscal officer shall be employed by or engaged under a contract 1331
with the governing authority of the community school. 1332

(B) ~~The~~ Except as otherwise provided in section 3.061 of 1333
the Revised Code, the auditor of state shall require that the 1334
fiscal officer of any community school, before entering upon 1335
duties as fiscal officer of the school, execute a bond in an 1336
amount and with surety to be approved by the governing authority 1337
of the school, payable to the state, conditioned for the 1338
faithful performance of all the official duties required of the 1339
fiscal officer. The bond shall be deposited with the governing 1340
authority of the school, and a copy thereof, certified by the 1341
governing authority, shall be filed with the county auditor. 1342

(C) Prior to assuming the duties of fiscal officer, the 1343
fiscal officer designated under this section shall be licensed 1344
under section 3301.074 of the Revised Code. Any person serving 1345
as a fiscal officer of a community school on March 22, 2013, who 1346
is not licensed as a treasurer shall be permitted to serve as a 1347
fiscal officer for not more than one year following March 22, 1348
2013. Beginning on that date and thereafter, no community school 1349
shall permit any individual to serve as a fiscal officer without 1350

a license as required by this section. 1351

(D) (1) The governing authority of a community school may 1352
adopt a resolution waiving the requirement that the governing 1353
authority is the party responsible to employ or contract with 1354
the designated fiscal officer, as prescribed by division (A) of 1355
this section, so long as the school's sponsor also approves the 1356
resolution. The resolution shall be valid for one year. A new 1357
resolution shall be adopted for each year that the governing 1358
authority wishes to waive this requirement, so long as the 1359
school's sponsor also approves the resolution. 1360

No resolution adopted pursuant to this division may waive 1361
the requirement for a community school to have a designated 1362
fiscal officer. 1363

(2) If the governing authority adopts a resolution 1364
pursuant to division (D) (1) of this section, the school's 1365
designated fiscal officer annually shall meet with the governing 1366
authority to review the school's financial status. 1367

(3) The governing authority shall submit to the department 1368
of education a copy of each resolution adopted pursuant to 1369
division (D) (1) of this section. 1370

Sec. 3319.05. The business manager shall receive such 1371
compensation as is fixed by the board of education before ~~his~~ 1372
election, which shall not be decreased during ~~his~~ the business 1373
manager's term of office. ~~He~~ Except as otherwise provided in 1374
section 3.061 of the Revised Code, the business manager shall 1375
give such bond as prescribed by the board for the faithful 1376
discharge of ~~his~~ official duties. 1377

Sec. 3375.32. Each board of library trustees appointed 1378
pursuant to sections 3375.06, 3375.10, 3375.12, 3375.15, 1379

3375.22, and 3375.30 of the Revised Code shall meet not later 1380
than January of each year and may meet in December of the 1381
preceding year and organize by selecting from its membership a 1382
president, a vice-president, and a secretary who shall serve for 1383
a term of one year commencing the later of the first day of 1384
January or the date of selection. At the same meeting, each 1385
board shall elect and fix the compensation of a fiscal officer, 1386
who may be a member of the board, and who shall serve for a term 1387
of one year commencing the later of the first day of January or 1388
the date of election. ~~The~~ Except as otherwise provided in 1389
section 3.061 of the Revised Code, the fiscal officer, before 1390
entering upon official duties, shall execute a bond in an amount 1391
and with surety to be approved by the board, payable to the 1392
board, and conditioned for the faithful performance of the 1393
official duties required of the fiscal officer. 1394

Sec. 5155.04. ~~Before~~ Except as otherwise provided in 1395
section 3.061 of the Revised Code, before entering upon official 1396
duties, the superintendent or administrator of the county home 1397
shall give bond as the board of county commissioners or operator 1398
requires, with a surety acceptable to the board or operator, 1399
conditioned for the faithful discharge of the duties of that 1400
office. The bond, with the approval of the board or operator and 1401
the oath of office of the superintendent or administrator, 1402
required by sections 3.22 and 3.23 of the Revised Code and by 1403
Section 7 of Article XV, Ohio Constitution, endorsed on it, 1404
shall be deposited with the county treasurer and kept in the 1405
treasurer's office. 1406

Sec. 5571.04. When the board of township trustees 1407
determines to proceed as provided in division (C) of section 1408
5571.02 of the Revised Code and appoints a highway 1409
superintendent, except as otherwise provided in section 3.061 of 1410

the Revised Code, the superintendent shall, before entering upon 1411
the discharge of the official duties of superintendent, give 1412
bond to the state, for the use of the township, in the sum of 1413
two thousand dollars, conditioned upon the faithful performance 1414
of the official duties of superintendent. The bond shall be 1415
approved by the board of township trustees and filed with the 1416
township fiscal officer. The board of township trustees shall 1417
fix the compensation of the superintendent, which compensation 1418
shall be paid from the township road fund. The compensation and 1419
all proper and necessary expenses, when approved by the board of 1420
township trustees, shall be paid by the township fiscal officer 1421
upon the fiscal officer's warrant. 1422

Sec. 5593.05. Upon the passage of a resolution provided by 1423
section 5593.04 of the Revised Code, the board of county 1424
commissioners of the county or the legislative authority of the 1425
city shall appoint three persons who shall constitute the bridge 1426
commission of such county or city, not more than two of whom 1427
shall belong to the same political party. The bridge 1428
commissioners shall immediately enter upon their duties and hold 1429
office until the expiration of two, four, and six years, 1430
respectively, from the date of their appointment, the term of 1431
each to be designated by the board or the legislative authority 1432
of the city. Their successors shall be appointed for the term of 1433
six years, excepting that any person appointed to fill a vacancy 1434
shall serve only for the unexpired term, and any commissioner 1435
shall be eligible for reappointment. The commissioners, before 1436
entering upon their duties, shall take, subscribe, and file an 1437
oath of office as required by Section 7 of Article XV, Ohio 1438
Constitution, and sections 3.22 and 3.23 of the Revised Code. 1439
~~Each~~ Except as otherwise provided in section 3.061 of the 1440
Revised Code, each commissioner shall execute a bond, approved 1441

by the board or legislative authority, in the penalty of five 1442
thousand dollars, conditioned according to law, which bond shall 1443
be filed and recorded as other bonds required of county or city 1444
officials. 1445

Section 2. That existing sections 3.30, 153.24, 305.04, 1446
309.03, 311.02, 313.03, 315.03, 317.02, 319.02, 321.02, 325.071, 1447
325.12, 329.01, 505.02, 505.03, 507.02, 507.021, 507.03, 509.02, 1448
519.161, 705.27, 705.60, 733.65, 733.69, 735.03, 739.02, 747.01, 1449
749.22, 755.23, 955.12, 1901.32, 1907.20, 2101.03, 2151.12, 1450
2153.10, 2301.12, 2303.02, 3313.23, 3313.25, 3314.011, 3319.05, 1451
3375.32, 5155.04, 5571.04, and 5593.05 of the Revised Code are 1452
hereby repealed. 1453

Section 3. This act is the "Protect Local Treasuries Act." 1454