

As Reported by the House State and Local Government Committee

133rd General Assembly

Regular Session

2019-2020

Sub. S. B. No. 331

Senator Roegner

Cosponsors: Senators Schuring, Hoagland Representatives Wiggam, Hambley

A BILL

To amend sections 101.83, 101.84, 101.85, 101.86, 1
101.87, 105.911, 150.06, 181.21, 355.02, 355.03, 2
355.04, 501.04, 3301.079, 3711.12, 4723.493, and 3
4723.50 and to repeal sections 133.021, 181.22, 4
181.26, 501.041, 718.60, 1521.031, 3711.20, 5
3711.21, 3711.22, 4723.49, 4723.491, 4723.492, 6
5101.345, 5101.91, 5101.92, 5913.12, 5913.13, 7
and 5913.14 of the Revised Code and to repeal 8
Section 209.61 of H.B. 49 of the 132nd General 9
Assembly, Section 3 of H.B. 66 of the 132nd 10
General Assembly, Sections 701.05 and 751.30 of 11
H.B. 64 of the 131st General Assembly, and 12
Section 265.70.20 of H.B. 1 of the 128th General 13
Assembly to implement the recommendations of the 14
Sunset Review Committee by terminating or 15
renewing various agencies, and to require a 16
Sunset Review Committee to be convened during 17
each General Assembly. 18

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

Section 1. That sections 101.83, 101.84, 101.85, 101.86, 19

101.87, 105.911, 150.06, 181.21, 355.02, 355.03, 355.04, 501.04, 20
3301.079, 3711.12, 4723.493, and 4723.50 of the Revised Code be 21
amended to read as follows: 22

Sec. 101.83. (A) It is the intent of the general assembly 23
that an agency shall expire by operation of sunset review law, 24
sections 101.82 to 101.87 of the Revised Code, four years more 25
or less after the effective date of the act that established the 26
agency. Unless renewed in accordance with division ~~(D)~~ (E) of 27
this section: 28

~~(1) An agency in existence on the first day of January in~~ 29
~~the year of the first regular session of an odd-numbered general~~ 30
~~assembly expires at the end of the thirty-first day of December~~ 31
~~in the year of the second regular session of that general~~ 32
~~assembly;~~ 33

~~(2) An agency created during an even-numbered general~~ 34
assembly expires at the end of the thirty-first day of December 35
in the second year of the ~~second regular session of the next~~ 36
odd-numbered general assembly; ~~and~~ 37

~~(3)~~ (2) An agency created during an odd-numbered general 38
assembly expires at the end of the thirty-first day of December 39
in the second year of the ~~second regular session of the next~~ 40
~~odd-numbered even-numbered~~ general assembly; and 41

(3) An agency renewed by a prior sunset review committee 42
expires on the expiration date specified in the act that renewed 43
the agency. 44

(B) Any act creating or renewing an agency shall contain a 45
distinct section providing a specific expiration date for the 46
agency in accordance with this ~~division~~ section. With respect to 47
an agency scheduled to expire through operation of sunset review 48

law, sections 101.82 to 101.87 of the Revised Code, the specific 49
expiration date shall be the thirty-first day of December in the 50
second year of a general assembly. 51

~~(B)~~ (C) If the general assembly does not renew or transfer 52
an agency on or before its expiration date, it expires on that 53
date. 54

The director of budget and management shall not authorize 55
the expenditure of any moneys for any agency on or after the 56
date of its expiration. 57

~~(C)~~ (D) The general assembly may provide by law for the 58
orderly, efficient, and expeditious conclusion of an agency's 59
business and operation. The rules, orders, licenses, contracts, 60
and other actions made, taken, granted, or performed by the 61
agency continue in effect according to their terms 62
notwithstanding the agency's abolition, unless the general 63
assembly provides otherwise by law. The general assembly may 64
provide by law for the temporary or permanent transfer of some 65
or all of a terminated or transferred agency's functions and 66
personnel to a successor agency or officer. 67

The abolition, termination, or transfer of an agency does 68
not cause the termination or dismissal of any claim pending 69
against the agency by any person, or any claim pending against 70
any person by the agency. Unless the general assembly provides 71
otherwise by law for the substitution of parties, the attorney 72
general shall succeed the agency with reference to any pending 73
claim. 74

~~(D)~~ (E) An agency may be renewed by passage of a bill that 75
continues the statutes creating and empowering the agency, that 76
amends or repeals those statutes, or that enacts new statutes, 77

to improve agency usefulness, performance, or effectiveness. 78

Sec. 101.84. (A) A sunset review committee shall be 79
~~created to function~~ convened during each ~~odd-numbered~~ general 80
assembly. The committee shall be composed of nine members. The 81
president of the senate shall appoint three members of the 82
senate to the committee, not more than two of whom shall be 83
members of the same political party. The speaker of the house of 84
representatives shall appoint three members of the house of 85
representatives to the committee, not more than two of whom 86
shall be members of the same political party. The governor, with 87
the advice and consent of the senate, shall appoint three 88
members to the committee, not more than two of whom shall be 89
members of the same political party. Members shall be appointed 90
within fifteen days after the commencement of the first regular 91
session of each ~~odd-numbered~~ general assembly. 92

(B) Each member of the committee who is ~~appointed by the~~ 93
~~president of the senate or the speaker of the house of~~ 94
~~representatives~~ a member of the general assembly shall serve 95
~~during that committee member's term of office~~ for the duration 96
of the committee, or until that committee member no longer is a 97
member of the senate or the house of representatives, ~~whichever~~ 98
~~is applicable~~. Each member of the committee who is appointed by 99
the governor shall serve ~~a two year term that ends on~~ for the 100
duration of the committee, but not later than the thirty-first 101
day of December in the second year of the ~~second regular session~~ 102
~~of the~~ general assembly. A vacancy on the committee shall be 103
filled in the same manner as the original appointment. 104

In the first ~~regular session~~ year of the general assembly, 105
the chairperson of the committee shall be a member of the house 106
of representatives, and the vice-chairperson of the committee 107

shall be a member of the senate. In the second ~~regular session-~~ 108
year of the general assembly, the chairperson of the committee 109
shall be a member of the senate, and the vice-chairperson of the 110
committee shall be a member of the house of representatives. 111

Members of the committee shall receive no compensation, 112
but shall be reimbursed for their necessary expenses incurred in 113
the performance of their official duties. 114

(C) The committee shall meet not later than thirty days 115
after the first day of the first ~~regular session-year~~ of the 116
general assembly to choose a chairperson and to commence 117
establishment of the schedule for agency review provided for in 118
section 101.85 of the Revised Code or perform other committee 119
duties under sections 101.82 to 101.87 of the Revised Code. Five 120
members of the committee constitute a quorum for the conduct of 121
committee business. 122

(D) The sunset review committee, after having prepared and 123
published a report of its findings and recommendations, and 124
furnished the report, as required under section 101.87 of the 125
Revised Code, ceases to exist for the remainder of the biennial 126
general assembly. 127

Sec. 101.85. (A) A sunset review committee, not later than 128
sixty days after its first meeting, shall schedule for review 129
each agency in existence on the first day of January in the 130
first year of the first regular session of the general assembly. 131
~~The committee, by a unanimous vote, also may schedule for review 132~~
~~any state board or commission described in division (A) (9) of 133~~
~~section 101.82 of the Revised Code that is in existence on that 134~~
~~date, and any board or commission so scheduled shall be 135~~
~~considered an agency for purposes of sections 101.82 to 101.87 136~~
of the Revised Code, and that also is scheduled to expire at the 137

end of the thirty-first day of December in the second year of 138
that general assembly. 139

(B) The chairperson of the committee shall send a copy of 140
the schedule for review of agencies for each regular session of 141
the general assembly to each of the agencies scheduled for 142
review during that session and to the director of the 143
legislative service commission. The director shall publish a 144
copy of the schedule in the ~~Administrative Code and in the~~ 145
register of Ohio. The commission shall provide the committee 146
with a list of agencies, ~~and with a list of state boards and~~ 147
~~commissions~~ described in division ~~(A) (9) (A)~~ of this section 148
~~101.82 of the Revised Code, in existence on the first day of~~ 149
~~January in the year of the first regular session of the general~~ 150
~~assembly,~~ to assist the committee in identifying agencies and in 151
exercising its duties under sections 101.82 to 101.87 of the 152
Revised Code with respect to those agencies. 153

Sec. 101.86. (A) Not later than six months ~~prior to~~ before 154
the date on which an agency is scheduled to expire ~~under~~ 155
~~division (A) of section 101.83 of the Revised Code,~~ the sunset 156
review committee shall hold hearings to receive the testimony of 157
the public and of the chief executive officer of each agency 158
scheduled for review, and otherwise shall consider and evaluate 159
the usefulness, performance, and effectiveness of the agency. 160

(B) Each agency that is scheduled for review shall submit 161
to the committee a report that contains all of the following 162
information: 163

(1) The agency's primary purpose and its various goals and 164
objectives; 165

(2) The agency's past and anticipated workload, the number 166

of staff required to complete that workload, and the agency's	167
total number of staff;	168
(3) The agency's past and anticipated budgets and its	169
sources of funding;	170
(4) The number of members of its governing board or other	171
governing entity and their compensation, if any.	172
(C) Each agency shall have the burden of demonstrating to	173
the committee a public need for its continued existence. In	174
determining whether an agency has demonstrated that need, the	175
committee shall consider all of the following:	176
(1) The extent to which the agency has permitted qualified	177
applicants to serve the public;	178
(2) The cost-effectiveness of the agency in terms of	179
number of employees, services rendered, and administrative costs	180
incurred, both past and present;	181
(3) The extent to which the agency has operated in the	182
public interest, and whether its operation has been impeded or	183
enhanced by existing statutes and procedures and by budgetary,	184
resource, and personnel practices;	185
(4) Whether the agency has recommended statutory changes	186
to the general assembly that would benefit the public as opposed	187
to the persons regulated by the agency, if any, and whether its	188
recommendations and other policies have been adopted and	189
implemented;	190
(5) Whether the agency has required any persons it	191
regulates to report to it the impact of agency rules and	192
decisions on the public as they affect service costs and service	193
delivery;	194

(6) Whether persons regulated by the agency, if any, have been required to assess problems in their business operations that affect the public;	195 196 197
(7) Whether the agency has encouraged public participation in its rule-making and decision-making;	198 199
(8) The efficiency with which formal public complaints filed with the agency have been processed to completion;	200 201
(9) Whether the programs or services of the agency duplicate or overlap those of other agencies;	202 203
(10) Whether the purpose for which the agency was created has been fulfilled, has changed, or no longer exists;	204 205
(11) Whether federal law requires that the agency be renewed in some form;	206 207
(12) Changes needed in the enabling laws of the agency in order for it to comply with the criteria suggested by the considerations listed in divisions (C) (1) to (11) of this section.	208 209 210 211
(D) In its initial review of each agency, the committee, whenever possible, shall realign agency titles to conform to the following descriptions:	212 213 214
(1) Commission: an administrative appeals or hearing agency;	215 216
(2) Authority: an agency empowered to issue bonds or notes;	217 218
(3) Board: an agency having a licensing function only;	219
(4) Council: an advisory body to a major agency or department;	220 221

~~(5) Committee: an advisory body to a minor agency or
department.~~ 222
223

Sec. 101.87. (A) After the completion of the evaluation of 224
all agencies under section 101.86 of the Revised Code, the 225
sunset review committee shall prepare and publish a report of 226
its findings and recommendations. The committee shall furnish a 227
copy of the report to the president of the senate, the speaker 228
of the house of representatives, the governor, and each affected 229
agency. The report shall be made available to the public in the 230
offices of the house of representatives and senate clerks during 231
reasonable hours. As part of the report, the committee shall 232
recommend to the general assembly, in bill form, one or more of 233
the following: 234

(1) Amendment or repeal of the statutes that created and 235
empowered an agency, to abolish or terminate the agency; 236

(2) Amendment or repeal of the statutes that created and 237
empowered an agency, or enactment of new statutes, to terminate 238
the agency, to transfer the agency, or to improve the agency's 239
usefulness, performance, or effectiveness; 240

(3) Amendment or repeal of the statutes that created and 241
empowered two or more agencies, or enactment of new statutes, to 242
reorganize or transfer them and thereby improve agency 243
usefulness, performance, or effectiveness; 244

(4) Amendment or continuation of the statutes that created 245
and empowered an agency, or enactment of new statutes, to renew 246
the agency. 247

(B) Recommendations made by the committee shall indicate 248
how or whether their implementation will do each of the 249
following: 250

(1) Promote economy in the operation of state government;	251
(2) Improve efficiency in the management of state government;	252 253
(3) Improve services rendered to citizens of the state;	254
(4) Simplify and improve preparation of the state budget;	255
(5) Conserve the natural resources of the state;	256
(6) Promote the orderly growth of the state and its government;	257 258
(7) Improve the effectiveness of the services performed by the service departments of the state, including the office of budget and management and the department of administrative services;	259 260 261 262
(8) Avoid duplication of effort by state agencies;	263
(9) Improve the organization and coordination of the state government in one or more of the ways listed in divisions (B) (1) to (8) of this section.	264 265 266
(C) The office of budget and management, department of administrative services, auditor of state, legislative service commission, and any other state agency shall supply, upon the committee's request, the committee with material, information, and reports needed for the preparation of the report and its recommendations.	267 268 269 270 271 272
(D) A sunset review committee, after having prepared and published a report of its findings and recommendations, and furnished the report as required under this section, ceases to exist.	273 274 275 276
Sec. 105.911. (A) If a bill or resolution introduced in	277

the general assembly appears to affect the revenues or 278
expenditures of the courts of Ohio, to increase or decrease the 279
workload or caseload of judges or members of their staffs, or to 280
affect case disposition, the Ohio judicial conference may 281
prepare a judicial impact statement of the bill or resolution on 282
its own initiative or at the request of any member of the 283
general assembly. The Ohio judicial conference may prepare a 284
judicial impact statement before the bill or resolution is 285
recommended for passage by the house of representatives or 286
senate committee of the general assembly to which the bill was 287
referred and again before the bill or resolution is taken up for 288
final consideration by either house of the general assembly. The 289
judicial impact statement shall include an estimate, in dollars, 290
of the amount by which the bill or resolution would increase or 291
decrease revenues or expenditures and any other information the 292
Ohio judicial conference considers necessary to explain the 293
fiscal effect of the bill or resolution. The statement also 294
shall include an analysis of the bill or resolution's 295
administrative and procedural effects on the courts of this 296
state. 297

(B) The Ohio judicial conference shall distribute copies 298
of a judicial impact statement as follows: 299

(1) For consideration by the senate or house of 300
representatives rules committee, or the standing committee to 301
which a bill is referred, two copies to the ~~chairman~~ chairperson 302
together with a copy to each member of the committee; 303

(2) For final consideration, a copy to each member of the 304
house that is considering the bill. 305

If the member who introduced the bill or resolution or who 306
requested the statement is not a member of the house or rules 307

committee considering the bill, the Ohio judicial conference 308
shall send the member a copy. 309

The Ohio judicial conference may distribute the judicial 310
impact statement, in an electronic format, to the official 311
electronic mail address of the general assembly members 312
designated to receive the statement. 313

(C) In preparing a judicial impact statement the Ohio 314
judicial conference may request any court, department, division, 315
institution, board, commission, authority, bureau, or other 316
instrumentality or officer of the state or of a county, 317
municipal corporation, township, school district, or other 318
governmental entity of the state to provide any of the following 319
information: 320

(1) An estimate, in dollars, of the amount by which the 321
bill or resolution would increase or decrease the revenues or 322
expenditures received or made by the court, instrumentality, 323
officer, or entity; 324

(2) Any other information the Ohio judicial conference 325
considers necessary for it to understand or explain the fiscal, 326
administrative, and procedural effects of the bill or 327
resolution. 328

The Ohio judicial conference first shall contact the Ohio 329
~~legislative budget office~~ service commission for information 330
regarding the fiscal effects of the bill or resolution. If the 331
Ohio ~~legislative budget office~~ service commission does not have 332
the fiscal information sought by the Ohio judicial conference, 333
then the Ohio judicial conference and the Ohio legislative 334
~~budget office~~ service commission jointly may request any of the 335
entities described in division (C) of this section to provide 336

the fiscal information. 337

A court, instrumentality, officer, or entity shall comply 338
with a request for information as soon as reasonably possible 339
after receiving it. The Ohio judicial conference shall specify 340
the manner of compliance in its request and, if necessary, may 341
specify a period of no longer than five days for compliance. The 342
Ohio judicial conference may consider any information provided 343
under division (C) of this section in preparing a judicial 344
impact statement. 345

(D) The failure of the Ohio judicial conference to prepare 346
a judicial impact statement before a bill or resolution is taken 347
up for consideration by the house of representatives or senate 348
committee, or by either or both houses for final consideration, 349
shall not impair the validity of any bill or resolution passed 350
by either or both houses of the general assembly. 351

(E) This section does not affect the duty of the Ohio 352
~~legislative budget office~~ service commission to prepare fiscal 353
analyses pursuant to section 103.14 of the Revised Code. 354

(F) As used in this section: 355

(1) With regard to a bill or resolution, "procedural 356
effects" includes all court-related procedures, including 357
pretrial, trial, and post-trial proceedings. 358

(2) With regard to a bill or resolution, "administrative 359
effects" includes matters pertaining to the business of the 360
courts, including clerical processes, records management, 361
planning and research, changes in court personnel, calendar 362
management, facilities and equipment, workload distribution, 363
court reorganization, and the creation or addition of 364
judgeships. 365

Sec. 150.06. (A) The authority is ~~not an agency as defined~~ 366
~~in section exempt from the requirements of sections 101.82 to~~ 367
~~101.87 of the Revised Code for purposes of divisions (A) and (B)~~ 368
~~of section 101.83 of the Revised Code.~~ 369

(B) The selection of a program administrator and the 370
entering into an agreement under section 150.05 of the Revised 371
Code do not constitute a purchase of services under Chapter 125. 372
of the Revised Code. 373

(C) Notwithstanding section 121.22 of the Revised Code, 374
the authority may hold an executive session for either of the 375
following purposes, but only after a majority of a quorum of the 376
authority determines, by a roll call vote, to hold the session, 377
and only at a regular or special meeting: 378

(1) Presenting, reviewing, or discussing proprietary 379
information relating to any person unless that person has 380
consented in writing to disclosure of such information by the 381
authority; 382

(2) Preparing for, conducting, or reviewing negotiating 383
sessions with any private, for-profit investment fund for the 384
purpose of selecting a program administrator and entering into 385
an agreement under section 150.05 of the Revised Code. 386

Sec. 181.21. (A) There is hereby created within the 387
supreme court the state criminal sentencing commission, 388
consisting of thirty-one members. One member shall be the chief 389
justice of the supreme court, who shall be the chairperson of 390
the commission. The following ten members of the commission, no 391
more than six of whom shall be members of the same political 392
party, shall be appointed by the chief justice: one judge of a 393
court of appeals, three judges of courts of common pleas who are 394

not juvenile court judges, three judges of juvenile courts, and 395
three judges of municipal courts or county courts. Four members 396
shall be the superintendent of the state highway patrol, the 397
state public defender, the director of youth services, and the 398
director of rehabilitation and correction, or their individual 399
designees. The following twelve members, no more than seven of 400
whom shall be members of the same political party, shall be 401
appointed by the governor after consulting with the appropriate 402
state associations, if any, that are represented by these 403
members: one sheriff; two county prosecuting attorneys, at least 404
one of whom shall be experienced in the prosecution of cases in 405
juvenile court involving alleged delinquent children, unruly 406
children, and juvenile traffic offenders; two peace officers of 407
a municipal corporation or township, at least one of whom shall 408
be experienced in the investigation of cases involving 409
juveniles; one former victim of a violation of Title XXIX of the 410
Revised Code; one attorney whose practice of law primarily 411
involves the representation of criminal defendants; one member 412
of the Ohio state bar association; one attorney whose practice 413
of law primarily involves the representation in juvenile court 414
of alleged delinquent children, unruly children, and juvenile 415
traffic offenders; one full-time city prosecuting attorney; one 416
county commissioner; and one mayor, city manager, or member of a 417
legislative authority of a municipal corporation. Two members 418
shall be members of the senate, one appointed by the president 419
of the senate and one appointed by the minority leader of the 420
senate. Two members shall be members of the house of 421
representatives, one appointed by the speaker of the house of 422
representatives and one appointed by the minority leader of the 423
house of representatives. 424

The chief justice shall become a member of the commission 425

on August 22, 1990, and the chief justice's successors in office 426
shall become members of the commission on the day that they 427
assume the office of chief justice. The term of office of the 428
chief justice as a member of the commission shall continue for 429
as long as that person holds the office of chief justice. The 430
term of office of the member who is an attorney whose practice 431
of law primarily involves the representation of criminal 432
defendants, the term of office of the member who is an attorney 433
whose practice of law primarily involves the representation in 434
juvenile court of alleged delinquent children, unruly children, 435
and juvenile traffic offenders, and the term of office of the 436
former victim of a violation of Title XXIX of the Revised Code 437
shall be four years. The term of office of the superintendent of 438
the state highway patrol, the state public defender, the 439
director of youth services, and the director of rehabilitation 440
and correction, or their individual designees, as members of the 441
commission shall continue for as long as they hold the office of 442
superintendent of the state highway patrol, state public 443
defender, director of youth services, or director of 444
rehabilitation and correction. The term of office of a municipal 445
corporation or township peace officer as a member of the 446
commission shall be the lesser of four years or until that 447
person ceases to be a peace officer of a municipal corporation 448
or township. Unless the full-time city prosecuting attorney is 449
an elected official, the term of office of the full-time city 450
prosecuting attorney shall be the lesser of four years or until 451
the full-time city prosecuting attorney ceases to be a full-time 452
city prosecuting attorney. All of the members of the commission 453
who are elected officials shall serve the lesser of four years 454
or until the expiration of their term of office. Any vacancy on 455
the commission shall be filled in the same manner as the 456
original appointment. 457

When the chief justice and governor make their 458
appointments to the commission, they shall consider adequate 459
representation by race and gender. 460

(B) The commission shall select a vice-chairperson and any 461
other necessary officers and adopt rules to govern its 462
proceedings. The commission shall meet as necessary at the call 463
of the chairperson or on the written request of eight or more of 464
its members. Sixteen members of the commission constitute a 465
quorum, and the votes of a majority of the quorum present shall 466
be required to validate any action of the commission. All 467
business of the commission shall be conducted in public 468
meetings. 469

The members of the commission shall serve without 470
compensation, but each member shall be reimbursed for the 471
member's actual and necessary expenses incurred in the 472
performance of the member's official duties on the commission. 473
In the absence of the chairperson, the vice-chairperson shall 474
perform the duties of the chairperson. 475

(C) The commission shall establish an office and shall 476
appoint and fix the compensation of a project director and any 477
other employees necessary to assist the commission in the 478
execution of its authority under sections 181.21 to 181.26 of 479
the Revised Code. The project director shall have a thorough 480
understanding of the criminal laws of this state and experience 481
in committee-oriented research. The other employees may include 482
a research coordinator with experience and training in policy- 483
oriented research; professional staff employees with backgrounds 484
in criminal law, criminal justice, political science, or related 485
fields of expertise; administrative assistants; and secretaries. 486
The commission also may appoint and fix the compensation of 487

part-time data collectors, clerical employees, and other 488
temporary employees as needed to enable the commission to 489
execute its authority under sections 181.21 to 181.26 of the 490
Revised Code. 491

~~(D) The sentencing commission shall establish a standing 492
juvenile committee. The committee shall consist of the following 493
commission members: the chief justice of the supreme court or 494
the chief justice's designee, the director of youth services, 495
the three juvenile court judges, one court of common pleas judge 496
who is not a juvenile court judge, one county prosecuting 497
attorney who is experienced in the prosecution of cases in 498
juvenile court involving alleged delinquent children, unruly 499
children, and juvenile traffic offenders, the attorney whose 500
practice of law primarily involves the representation in 501
juvenile court of alleged delinquent children, unruly children, 502
and juvenile traffic offenders, the former victim of a violation 503
of Title XXIX of the Revised Code, the county commissioner, one 504
legislator from each political party, the sheriff, and one 505
municipal corporation or township peace officer who is 506
experienced in the investigation of cases involving juveniles. 507
The members of the commission may serve on the committee by 508
designation of the chief justice. The chief justice shall 509
designate a member to serve as chairperson of the committee. The 510
committee shall meet as necessary at the call of the chairperson 511
or on the written request of four or more of the committee's 512
members. A majority of the members of the committee shall 513
constitute a quorum, and the votes of a majority of the quorum 514
present shall be required to validate any action of the 515
committee, including recommendations to the commission. The 516
committee and the commission shall comply with section 181.26 of 517
the Revised Code. 518~~

Sec. 355.02. (A) Each board of county commissioners may	519
adopt a resolution to establish a local healthier buckeye	520
council. If a local council is established, the resolution shall	521
specify the organization of the council and shall designate a	522
member to serve as a staffing agent and, if the board determines	523
necessary, a member to serve as a fiscal agent. The board may	524
revise the council's organization as necessary by adopting a	525
resolution.	526
(B) (1) The board may invite any person or entity to become	527
a member of the council, including any of the following:	528
(a) Individuals with community leadership experience;	529
(b) Individuals with experience leading others;	530
(c) Individuals likely to receive healthier buckeye	531
services and participate in healthier buckeye programs;	532
(d) Representatives from public and private entities,	533
including any of the following:	534
(i) Employers;	535
(ii) Municipal corporations, counties, and townships;	536
(iii) Courts, including those with specialized court	537
programs certified by the Ohio supreme court;	538
(iv) Law enforcement;	539
(v) Faith-based social services organizations;	540
(vi) Foundations;	541
(vii) Public health, including free clinics;	542
(viii) Child support enforcement agencies;	543
(ix) Children services agencies;	544

(x) Child care providers;	545
(xi) Preschool programs;	546
(xii) Primary and secondary schools;	547
(xiii) Colleges and universities;	548
(xiv) Mental health and addiction services providers;	549
(xv) Medicaid care coordinators or service providers;	550
(xvi) Emergency or urgent care services providers;	551
(xvii) Transportation providers;	552
(xviii) Housing providers;	553
(xix) The boy scouts of America, 4-H clubs, boys and girls clubs of America, and other similar organizations.	554 555
(2) The board may form a multi-county council in accordance with division (C) of this section.	556 557
(C) (1) The boards of county commissioners of any two or more counties, by entering into a written agreement, may form a joint local healthier buckeye council. The agreement shall be ratified by resolution of the board of county commissioners of each county that entered into the agreement. Each board of county commissioners that enters into an agreement shall give notice of the agreement to the Ohio healthier buckeye advisory council.	558 559 560 561 562 563 564 565
(2) An agreement to establish a joint local healthier buckeye council may set forth procedures or standards necessary for the joint local healthier buckeye council to perform its duties and operate efficiently.	566 567 568 569
(3) Costs incurred in operating a joint local healthier	570

buckeye council shall be paid from a joint general fund created 571
by the council, except as may be otherwise provided in the 572
agreement. 573

(4) If a joint local healthier buckeye council is 574
established, all references in the Revised Code to a local 575
healthier buckeye council shall apply to the joint local 576
council. 577

Sec. 355.03. (A) A local healthier buckeye council shall 578
promote all of the following: 579

(1) A cooperative and effective environment in all 580
communities to maximize opportunities for individuals and 581
families to achieve and maintain optimal health in all aspects, 582
thereby achieving greater productivity and reducing reliance on 583
publicly funded assistance programs; 584

(2) Means by which council members or the entities the 585
members represent may reduce the reliance of individuals and 586
families on publicly funded assistance programs using both of 587
the following: 588

(a) Programs that have been demonstrated to be effective 589
and have one or more of the following features: 590

(i) Low costs; 591

(ii) Use volunteer workers; 592

(iii) Use incentives to encourage designated behaviors; 593

(iv) Are led by peers. 594

(b) Practices that identify and seek to eliminate barriers 595
to achieving greater financial independence for individuals and 596
families who receive services from or participate in programs 597

operated by council members or the entities the members represent. 598
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(3) Care coordination among physical health, behavioral health, social, employment, education, and housing service providers within the county. 600
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(B) A local healthier buckeye council shall develop a healthier buckeye plan that promotes the objectives set forth in division (A) of this section and submit the council's healthier buckeye plan to the board of county commissioners that created the council ~~and to the Ohio healthier buckeye advisory council.~~ 603
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(C) A local healthier buckeye council shall convene at least once per year. 608
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(D) A local healthier buckeye council shall organize itself in accordance with section 355.02 of the Revised Code and any other applicable provisions of law. 610
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(E) A local healthier buckeye council shall collect and analyze data regarding individuals or families who receive services from or participate in programs operated by council members or the entities the members represent. 613
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(F) Beginning one year after ~~the effective date of this amendment~~ September 29, 2015, each local healthier buckeye council shall submit an annual report of the council's performance to the Ohio healthier buckeye council. 617
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(G) A local healthier buckeye council may apply for, receive, and oversee the administration of grants. 621
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Sec. 355.04. A local healthier buckeye council shall report the following information to the joint medicaid oversight committee created in section 103.41 of the Revised Code ~~and to~~ 623
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625

the Ohio healthier buckeye advisory council:	626
(A) Notification that the local council has been established and information regarding the council's organization, plan, and activities;	627 628 629
(B) Information regarding enrollment or outcome data collected under division (E) of section 355.03 of the Revised Code;	630 631 632
(C) Recommendations regarding the best practices for the administration and delivery of publicly funded assistance programs or other services or programs provided by council members or the entities the members represent;	633 634 635 636
(D) Recommendations regarding the best practices in care coordination.	637 638
Sec. 501.04. The board of education of each school district, with regard to lands appropriated by congress for the support of schools and ministerial purposes that have been allocated for the benefit of that district, may sell or dispose of such lands as provided in this section. Moneys received from their sale or disposition, or from annual rentals from leases that have not yet expired, shall belong to the school district for which such lands have been allocated. All funds held by the state from the sale or disposition of these lands and interest thereon before the effective date of this amendment shall be paid from the school district deposit fund in the custody of the treasurer of state to the school districts for whose benefit the lands have been allocated, on a pro rata basis. A school board may use moneys from the sale, disposition, or annual rentals of the lands to pay expenses it incurs in the operation and maintenance of these lands. If the total value of the lands	639 640 641 642 643 644 645 646 647 648 649 650 651 652 653 654

credited to a school district under the terms of the original 655
grant exceeds fifty thousand dollars, as determined by an 656
appraisal conducted by at least two disinterested appraisers, 657
the lands or any part thereof shall be sold upon specific 658
authorization of the general assembly ~~or in the manner set forth~~ 659
~~in section 501.041 of the Revised Code.~~ In the event the sale of 660
such lands has not been authorized and the lease or leases 661
thereon expire, the school board may renew or lease anew such 662
land. Lands and funds to the credit of any school district under 663
the terms of the original grant shall be administered by the 664
board of education of the school district, by an education 665
foundation fund designated by the board, or by another person or 666
entity designated by the board. 667

Sec. 3301.079. (A) (1) The state board of education 668
periodically shall adopt statewide academic standards with 669
emphasis on coherence, focus, and essential knowledge and that 670
are more challenging and demanding when compared to 671
international standards for each of grades kindergarten through 672
twelve in English language arts, mathematics, science, and 673
social studies. 674

(a) The state board shall ensure that the standards do all 675
of the following: 676

(i) Include the essential academic content and skills that 677
students are expected to know and be able to do at each grade 678
level that will allow each student to be prepared for 679
postsecondary instruction and the workplace for success in the 680
twenty-first century; 681

(ii) Include the development of skill sets that promote 682
information, media, and technological literacy; 683

(iii) Include interdisciplinary, project-based, real-world learning opportunities;	684 685
(iv) Instill life-long learning by providing essential knowledge and skills based in the liberal arts tradition, as well as science, technology, engineering, mathematics, and career-technical education;	686 687 688 689
(v) Be clearly written, transparent, and understandable by parents, educators, and the general public.	690 691
(b) Not later than July 1, 2012, the state board shall incorporate into the social studies standards for grades four to twelve academic content regarding the original texts of the Declaration of Independence, the Northwest Ordinance, the Constitution of the United States and its amendments, with emphasis on the Bill of Rights, and the Ohio Constitution, and their original context. The state board shall revise the model curricula and achievement assessments adopted under divisions (B) and (C) of this section as necessary to reflect the additional American history and American government content. The state board shall make available a list of suggested grade-appropriate supplemental readings that place the documents prescribed by this division in their historical context, which teachers may use as a resource to assist students in reading the documents within that context.	692 693 694 695 696 697 698 699 700 701 702 703 704 705 706
(c) When the state board adopts or revises academic content standards in social studies, American history, American government, or science under division (A) (1) of this section, the state board shall develop such standards independently and not as part of a multistate consortium.	707 708 709 710 711
(2) After completing the standards required by division	712

(A) (1) of this section, the state board shall adopt standards 713
and model curricula for instruction in technology, financial 714
literacy and entrepreneurship, fine arts, and foreign language 715
for grades kindergarten through twelve. The standards shall meet 716
the same requirements prescribed in division (A) (1) (a) of this 717
section. 718

(3) The state board shall adopt the most recent standards 719
developed by the national association for sport and physical 720
education for physical education in grades kindergarten through 721
twelve or shall adopt its own standards for physical education 722
in those grades and revise and update them periodically. 723

The department of education shall employ a full-time 724
physical education coordinator to provide guidance and technical 725
assistance to districts, community schools, and STEM schools in 726
implementing the physical education standards adopted under this 727
division. The superintendent of public instruction shall 728
determine that the person employed as coordinator is qualified 729
for the position, as demonstrated by possessing an adequate 730
combination of education, license, and experience. 731

(4) Not later than December 31, 2018, the state board 732
shall adopt standards and a model curriculum for instruction in 733
computer science in grades kindergarten through twelve, which 734
shall include standards for introductory and advanced computer 735
science courses in grades nine through twelve. When developing 736
the standards and curriculum, the state board shall consider 737
recommendations from computer science education stakeholder 738
groups, including teachers and representatives from higher 739
education, industry, computer science organizations in Ohio, and 740
national computer science organizations. 741

Any district or school may utilize the computer science 742

standards or model curriculum or any part thereof adopted 743
pursuant to division (A) (4) of this section. However, no 744
district or school shall be required to utilize all or any part 745
of the standards or curriculum. 746

(5) When academic standards have been completed for any 747
subject area required by this section, the state board shall 748
inform all school districts, all community schools established 749
under Chapter 3314. of the Revised Code, all STEM schools 750
established under Chapter 3326. of the Revised Code, and all 751
nonpublic schools required to administer the assessments 752
prescribed by sections 3301.0710 and 3301.0712 of the Revised 753
Code of the content of those standards. Additionally, upon 754
completion of any academic standards under this section, the 755
department shall post those standards on the department's web 756
site. 757

(B) (1) The state board shall adopt a model curriculum for 758
instruction in each subject area for which updated academic 759
standards are required by division (A) (1) of this section and 760
for each of grades kindergarten through twelve that is 761
sufficient to meet the needs of students in every community. The 762
model curriculum shall be aligned with the standards, to ensure 763
that the academic content and skills specified for each grade 764
level are taught to students, and shall demonstrate vertical 765
articulation and emphasize coherence, focus, and rigor. When any 766
model curriculum has been completed, the state board shall 767
inform all school districts, community schools, and STEM schools 768
of the content of that model curriculum. 769

(2) Not later than June 30, 2013, the state board, in 770
consultation with any office housed in the governor's office 771
that deals with workforce development, shall adopt model 772

curricula for grades kindergarten through twelve that embed 773
career connection learning strategies into regular classroom 774
instruction. 775

(3) All school districts, community schools, and STEM 776
schools may utilize the state standards and the model curriculum 777
established by the state board, together with other relevant 778
resources, examples, or models to ensure that students have the 779
opportunity to attain the academic standards. Upon request, the 780
department shall provide technical assistance to any district, 781
community school, or STEM school in implementing the model 782
curriculum. 783

Nothing in this section requires any school district to 784
utilize all or any part of a model curriculum developed under 785
this section. 786

(C) The state board shall develop achievement assessments 787
aligned with the academic standards and model curriculum for 788
each of the subject areas and grade levels required by divisions 789
(A) (1) and (B) (1) of section 3301.0710 of the Revised Code. 790

When any achievement assessment has been completed, the 791
state board shall inform all school districts, community 792
schools, STEM schools, and nonpublic schools required to 793
administer the assessment of its completion, and the department 794
shall make the achievement assessment available to the districts 795
and schools. 796

(D) (1) The state board shall adopt a diagnostic assessment 797
aligned with the academic standards and model curriculum for 798
each of grades kindergarten through two in reading, writing, and 799
mathematics and for grade three in reading and writing. The 800
diagnostic assessment shall be designed to measure student 801

comprehension of academic content and mastery of related skills 802
for the relevant subject area and grade level. Any diagnostic 803
assessment shall not include components to identify gifted 804
students. Blank copies of diagnostic assessments shall be public 805
records. 806

(2) When each diagnostic assessment has been completed, 807
the state board shall inform all school districts of its 808
completion and the department shall make the diagnostic 809
assessment available to the districts at no cost to the 810
district. 811

(3) School districts shall administer the diagnostic 812
assessment pursuant to section 3301.0715 of the Revised Code 813
beginning the first school year following the development of the 814
assessment. 815

However, beginning with the 2017-2018 school year, both of 816
the following shall apply: 817

(a) In the case of the diagnostic assessments for grades 818
one or two in writing or mathematics or for grade three in 819
writing, a school district shall not be required to administer 820
any such assessment, but may do so at the discretion of the 821
district board; 822

(b) In the case of any diagnostic assessment that is not 823
for the grade levels and subject areas specified in division (D) 824
(3) (a) of this section, each school district shall administer 825
the assessment in the manner prescribed by section 3301.0715 of 826
the Revised Code. 827

(E) The state board shall not adopt a diagnostic or 828
achievement assessment for any grade level or subject area other 829
than those specified in this section. 830

(F) Whenever the state board or the department consults with persons for the purpose of drafting or reviewing any standards, diagnostic assessments, achievement assessments, or model curriculum required under this section, the state board or the department shall first consult with parents of students in kindergarten through twelfth grade and with active Ohio classroom teachers, other school personnel, and administrators with expertise in the appropriate subject area. Whenever practicable, the state board and department shall consult with teachers recognized as outstanding in their fields.

If the department contracts with more than one outside entity for the development of the achievement assessments required by this section, the department shall ensure the interchangeability of those assessments.

(G) Whenever the state board adopts standards or model curricula under this section, the department also shall provide information on the use of blended or digital learning in the delivery of the standards or curricula to students in accordance with division (A) (5) of this section.

(H) The fairness sensitivity review committee, established by rule of the state board of education, shall not allow any question on any achievement or diagnostic assessment developed under this section or any proficiency test prescribed by former section 3301.0710 of the Revised Code, as it existed prior to September 11, 2001, to include, be written to promote, or inquire as to individual moral or social values or beliefs. The decision of the committee shall be final. This section does not create a private cause of action.

~~(I) (1) (a) The English language arts academic standards review committee is hereby created to review academic content~~

~~standards in the subject of English language arts. The committee shall consist of the following members:~~ 861
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~~(i) Three experts who are residents of this state and who primarily conduct research, provide instruction, currently work in, or possess an advanced degree in the subject area. One expert shall be appointed by each of the president of the senate, the speaker of the house of representatives, and the governor;~~ 863
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~~(ii) One parent or guardian appointed by the president of the senate;~~ 869
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~~(iii) One educator who is currently teaching in a classroom, appointed by the speaker of the house of representatives;~~ 871
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~~(iv) The chancellor of the Ohio board of regents, or the chancellor's designee;~~ 874
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~~(v) The state superintendent, or the superintendent's designee, who shall serve as the chairperson of the committee.~~ 876
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~~(b) The mathematics academic standards review committee is hereby created to review academic content standards in the subject of mathematics. The committee shall consist of the following members:~~ 878
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~~(i) Three experts who are residents of this state and who primarily conduct research, provide instruction, currently work in, or possess an advanced degree in the subject area. One expert shall be appointed by each of the president of the senate, the speaker of the house of representatives, and the governor;~~ 882
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~~(ii) One parent or guardian appointed by the speaker of~~ 888

the house of representatives;	889
(iii) One educator who is currently teaching in a	890
classroom, appointed by the president of the senate;	891
(iv) The chancellor, or the chancellor's designee;	892
(v) The state superintendent, or the superintendent's	893
designee, who shall serve as the chairperson of the committee.	894
(c) The science academic standards review committee is	895
hereby created to review academic content standards in the	896
subject of science. The committee shall consist of the following	897
members:	898
(i) Three experts who are residents of this state and who	899
primarily conduct research, provide instruction, currently work	900
in, or possess an advanced degree in the subject area. One	901
expert shall be appointed by each of the president of the	902
senate, the speaker of the house of representatives, and the	903
governor;	904
(ii) One parent or guardian appointed by the president of	905
the senate;	906
(iii) One educator who is currently teaching in a	907
classroom, appointed by the speaker of the house of	908
representatives;	909
(iv) The chancellor, or the chancellor's designee;	910
(v) The state superintendent, or the superintendent's	911
designee, who shall serve as the chairperson of the committee.	912
(d) The social studies academic standards review committee	913
is hereby created to review academic content standards in the	914
subject of social studies. The committee shall consist of the	915

following members:	916
(i) Three experts who are residents of this state and who primarily conduct research, provide instruction, currently work in, or possess an advanced degree in the subject area. One expert shall be appointed by each of the president of the senate, the speaker of the house of representatives, and the governor;	917 918 919 920 921 922
(ii) One parent or guardian appointed by the speaker of the house of representatives;	923 924
(iii) One educator who is currently teaching in a classroom, appointed by the president of the senate;	925 926
(iv) The chancellor, or the chancellor's designee;	927
(v) The state superintendent, or the superintendent's designee, who shall serve as the chairperson of the committee.	928 929
(2)(a) Each committee created in division (I)(1) of this section shall review the academic content standards for its respective subject area to ensure that such standards are clear, concise, and appropriate for each grade level and promote higher student performance, learning, subject matter comprehension, and improved student achievement. Each committee also shall review whether the standards for its respective subject area promote essential knowledge in the subject, lifelong learning, the liberal arts tradition, and college and career readiness and whether the standards reduce remediation.	930 931 932 933 934 935 936 937 938 939
(b) Each committee shall determine whether the assessments submitted to that committee under division (I)(4) of this section are appropriate for the committee's respective subject area and meet the academic content standards adopted under this section and community expectations.	940 941 942 943 944

~~(3) The department of education shall provide administrative support for each committee created in division (I) (1) of this section. Members of each committee shall be reimbursed for reasonable and necessary expenses related to the operations of the committee. Members of each committee shall serve at the pleasure of the appointing authority.~~ 945
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~~(4) Notwithstanding anything to the contrary in division (O) of section 3301.0711 of the Revised Code, the department shall submit to the appropriate committee created under division (I) (1) of this section copies of the questions and corresponding answers on the relevant assessments required by section 3301.0710 of the Revised Code on the first day of July following the school year that the assessments were administered. The department shall provide each committee with the entire content of each relevant assessment, including corresponding answers.~~ 951
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~~The assessments received by the committees are not public records of the committees and are not subject to release by the committees to any other person or entity under section 149.43 of the Revised Code. However, the assessments shall become public records in accordance with division (O) of section 3301.0711 of the Revised Code.~~ 960
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~~(J) Not later than sixty days prior to the adoption by the state board of updated academic standards under division (A) (1) of this section or updated model curricula under division (B) (1) of this section, the superintendent of public instruction shall present the academic standards or model curricula, as applicable, in person at a public hearing of the respective committees of the house of representatives and senate that consider education legislation.~~ 966
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~~(K) (J) As used in this section:~~ 974

(1) "Blended learning" means the delivery of instruction 975
in a combination of time in a supervised physical location away 976
from home and online delivery whereby the student has some 977
element of control over time, place, path, or pace of learning. 978

(2) "Coherence" means a reflection of the structure of the 979
discipline being taught. 980

(3) "Digital learning" means learning facilitated by 981
technology that gives students some element of control over 982
time, place, path, or pace of learning. 983

(4) "Focus" means limiting the number of items included in 984
a curriculum to allow for deeper exploration of the subject 985
matter. 986

(5) "Vertical articulation" means key academic concepts 987
and skills associated with mastery in particular content areas 988
should be articulated and reinforced in a developmentally 989
appropriate manner at each grade level so that over time 990
students acquire a depth of knowledge and understanding in the 991
core academic disciplines. 992

Sec. 3711.12. (A) The director of health shall adopt rules 993
in accordance with Chapter 119. of the Revised Code as the 994
director considers necessary to implement the requirements of 995
this chapter for licensure and operation of maternity units, 996
newborn care nurseries, and maternity homes. The rules shall 997
include provisions for the following: 998

(1) Licensure application forms and procedures; 999

(2) Renewal procedures, including procedures that address 1000
the right of the director of health, at the director's sole 1001
discretion, to conduct an inspection prior to renewal of a 1002
license; 1003

(3) Initial license fees and license renewal fees;	1004
(4) Fees for inspections conducted by the director under section 3711.10 of the Revised Code;	1005 1006
(5) Safety standards, quality-of-care standards, and quality-of-care data reporting requirements;	1007 1008
(6) Reporting and auditing requirements;	1009
(7) Inspection criteria, procedures, and guidelines;	1010
(8) Application forms to be used and procedures to be followed in applying under section 3711.13 of the Revised Code for a variance or waiver of any of the requirements of the rules adopted under this section regarding the operation of a maternity home;	1011 1012 1013 1014 1015
(9) Any other rules necessary to implement this chapter.	1016
(B) When adopting rules under this section, the director shall give consideration to recommendations regarding obstetric and newborn care issued by the American college of obstetricians and gynecologists; American academy of pediatrics; American academy of family physicians; American society of anesthesiologists; American college of nurse-midwives; United States centers for disease control and prevention; association of women's health, obstetric and neonatal nurses; and association of perioperative registered nurses, or their successor organizations. The director shall also consider the recommendations of the maternity and newborn advisory council established in section 3711.20 of the Revised Code.	1017 1018 1019 1020 1021 1022 1023 1024 1025 1026 1027 1028
Sec. 4723.493. (A) There is hereby created within the board of nursing the advisory committee on advanced practice registered nursing. The committee shall consist of the following	1029 1030 1031

members and any other members the board appoints under division 1032
(B) of this section: 1033

(1) Four advanced practice registered nurses, each 1034
actively engaged in the practice of advanced practice registered 1035
nursing in a clinical setting in this state, at least one of 1036
whom is actively engaged in providing primary care, at least one 1037
of whom is actively engaged in practice as a certified 1038
registered nurse anesthetist, and at least one of whom is 1039
actively engaged in practice as a certified nurse-midwife; 1040

(2) Two advanced practice registered nurses, each serving 1041
as a faculty member of an approved program of nursing education 1042
that prepares students for licensure as advanced practice 1043
registered nurses; 1044

(3) A member of the board of nursing who is an advanced 1045
practice registered nurse; 1046

(4) A representative of an entity employing ten or more 1047
advanced practice registered nurses actively engaged in practice 1048
in this state. 1049

(B) The board of nursing shall appoint the members 1050
described in division (A) of this section. Recommendations for 1051
initial appointments and for filling any vacancies may be 1052
submitted to the board by organizations representing advanced 1053
practice registered nurses practicing in this state and by 1054
schools of advanced practice registered nursing. The board shall 1055
appoint initial members and fill vacancies according to the 1056
recommendations it receives. If it does not receive any 1057
recommendations or receives an insufficient number of 1058
recommendations, the board shall appoint members and fill 1059
vacancies on its own advice. 1060

Initial appointments to the committee shall be made not 1061
later than sixty days after ~~the effective date of this section~~ 1062
April 6, 2017. Of the initial appointments described in division 1063
(A) (1) of this section, two shall be for terms of one year and 1064
two shall be for terms of two years. Of the initial appointments 1065
described in division (A) (2) of this section, one shall be for a 1066
term of one year and one shall be for a term of two years. Of 1067
the initial appointments described in divisions (A) (3) and (4) 1068
of this section, each shall be for a term of two years. 1069
Thereafter, terms shall be for two years, with each term ending 1070
on the same day of the same month as did the term that it 1071
succeeds. Vacancies shall be filled in the same manner as 1072
appointments. 1073

When the term of any member expires, a successor shall be 1074
appointed in the same manner as the initial appointment. Any 1075
member appointed to fill a vacancy occurring prior to the 1076
expiration of the term for which the member's predecessor was 1077
appointed shall hold office for the remainder of that term. A 1078
member shall continue in office subsequent to the expiration 1079
date of the member's term until the member's successor takes 1080
office or until a period of sixty days has elapsed, whichever 1081
occurs first. A member may be reappointed for one additional 1082
term only. 1083

(C) The committee shall organize by selecting a 1084
chairperson from among its members. The committee may select a 1085
new chairperson at any time. Five members constitute a quorum 1086
for the transaction of official business. Members shall serve 1087
without compensation but receive payment for their actual and 1088
necessary expenses incurred in the performance of their official 1089
duties. The expenses shall be paid by the board of nursing. 1090

(D) The committee shall advise the board regarding the 1091
practice and regulation of advanced practice registered nurses 1092
~~and may make recommendations to the committee on prescriptive~~ 1093
~~governance.~~ The committee may also recommend to the board that 1094
an individual with expertise in an advanced practice registered 1095
nursing specialty be appointed under division (B) of this 1096
section as an additional member of the committee. 1097

Sec. 4723.50. (A) As used in this section: 1098

(1) "Controlled substance" has the same meaning as in 1099
section 3719.01 of the Revised Code. 1100

(2) "Medication-assisted treatment" has the same meaning 1101
as in section 340.01 of the Revised Code. 1102

(B) In accordance with Chapter 119. of the Revised Code, 1103
the board of nursing shall adopt rules as necessary to implement 1104
the provisions of this chapter pertaining to the authority of 1105
advanced practice registered nurses who are designated as 1106
clinical nurse specialists, certified nurse-midwives, and 1107
certified nurse practitioners to prescribe and furnish drugs and 1108
therapeutic devices. 1109

The board shall adopt rules that are consistent with a 1110
recommended exclusionary formulary the board ~~receives~~received 1111
from the former committee on prescriptive governance that was 1112
established pursuant to section 4723.492 of the Revised CodeH.B. 1113
216 of the 131st general assembly. After reviewing a formulary 1114
submitted by the committee, the board may either adopt the 1115
formulary as a rule or ask the committee to reconsider and 1116
resubmit the formulary. The board shall not adopt any rule that 1117
does not conform to a formulary developed by the committee. 1118

The exclusionary formulary shall permit, in a manner 1119

consistent with section 4723.481 of the Revised Code, the 1120
prescribing of controlled substances, including drugs that 1121
contain buprenorphine used in medication-assisted treatment and 1122
both oral and long-acting opioid antagonists. The formulary 1123
shall not permit the prescribing or furnishing of any of the 1124
following: 1125

(1) A drug or device to perform or induce an abortion; 1126

(2) A drug or device prohibited by federal or state law. 1127

(C) In addition to the rules described in division (B) of 1128
this section, the board shall adopt rules under this section 1129
that do the following: 1130

(1) Establish standards for board approval of the course 1131
of study in advanced pharmacology and related topics required by 1132
section 4723.482 of the Revised Code; 1133

(2) Establish requirements for board approval of the two- 1134
hour course of instruction in the laws of this state as required 1135
under division (C) (1) of section 4723.482 of the Revised Code 1136
and division (B) (2) of section 4723.484 of the Revised Code; 1137

(3) Establish criteria for the components of the standard 1138
care arrangements described in section 4723.431 of the Revised 1139
Code that apply to the authority to prescribe, including the 1140
components that apply to the authority to prescribe schedule II 1141
controlled substances. The rules shall be consistent with that 1142
section and include all of the following: 1143

(a) Quality assurance standards; 1144

(b) Standards for periodic review by a collaborating 1145
physician or podiatrist of the records of patients treated by 1146
the clinical nurse specialist, certified nurse-midwife, or 1147

certified nurse practitioner; 1148

(c) Acceptable travel time between the location at which 1149
the clinical nurse specialist, certified nurse-midwife, or 1150
certified nurse practitioner is engaging in the prescribing 1151
components of the nurse's practice and the location of the 1152
nurse's collaborating physician or podiatrist; 1153

(d) Any other criteria recommended by the former committee 1154
on prescriptive governance. 1155

Section 2. That existing sections 101.83, 101.84, 101.85, 1156
101.86, 101.87, 105.911, 150.06, 181.21, 355.02, 355.03, 355.04, 1157
501.04, 3301.079, 3711.12, 4723.493, and 4723.50 of the Revised 1158
Code are hereby repealed. 1159

Section 3. That sections 133.021, 181.22, 181.26, 501.041, 1160
718.60, 1521.031, 3711.20, 3711.21, 3711.22, 4723.49, 4723.491, 1161
4723.492, 5101.345, 5101.91, 5101.92, 5913.12, 5913.13, and 1162
5913.14 of the Revised Code are hereby repealed. 1163

Section 4. That Section 209.61 of H.B. 49 of the 132nd 1164
General Assembly, Section 3 of H.B. 66 of the 132nd General 1165
Assembly, Sections 701.05 and 751.30 of H.B. 64 of the 131st 1166
General Assembly, and Section 265.70.20 of H.B. 1 of the 128th 1167
General Assembly are hereby repealed. 1168

Section 5. The following agencies are retained under 1169
division (E) of section 101.83 of the Revised Code and expire at 1170
the end of December 31, 2024: 1171

1172

A	Advisory Committee on Advance Practice Registered Nursing	R.C. 4723.493
B	African-American Males, Commission on	R.C. 4112.12
C	Aging, Ohio Advisory Council for the	R.C. 173.03
D	Agricultural Commodity Marketing Programs, Coordinating Committee	R.C. 924.14
E	Agricultural Commodity Marketing Programs, Operating Committee(s)	R.C. 924.07
F	AMBER Alert Advisory Committee	R.C. 5502.521
G	Amusement Ride Safety, Advisory Council on	R.C. 1711.51
H	Apprenticeship Council	R.C. 4139.02
I	Automated Title Processing Board	R.C. 4505.09 (C) (1)
J	Backflow Advisory Board	R.C. 3703.21
K	Banking Commission	R.C. 1123.01
L	Brain Injury Advisory Committee	R.C. 3335.61
M	Broadcast Educational Media Commission	R.C. 3353.02
N	Capitol Square Review and Advisory Board	R.C. 105.41
O	Cemetery Dispute Resolution Commission, Ohio	R.C. 4767.05
P	Child Abuse and Child Neglect Prevention	R.C. 3109.172 (B)

Regional Councils (8)

Q	Child Care Advisory Council	R.C. 5104.08
R	Child Support Guideline Advisory Council	R.C. 3119.023
S	Children's Trust Fund Board	R.C. 3109.15
T	Citizen's Advisory Council (for each institution under the control of the Department of Developmental Disabilities)	R.C. 5123.092
U	Civil Rights Commission Advisory Agencies and Conciliation Councils, Ohio	R.C. 4112.04 (B) (4)
V	Clean Ohio, Trail Advisory Board	R.C. 1519.06
W	Coal Development Office, Technical Advisory Committee to Assist Director of the Ohio	R.C. 1551.35
X	College Credit Plus Advisory Committee	R.C. 3365.15
Y	Commercial Dog Breeding Advisory Board	R.C. 956.17
Z	Commercial Insurance Joint Underwriting Association Board of Governors, Ohio	R.C. 3930.03
AA	Commodity Advisory Commission	R.C. 926.32
AB	Continuing Education Committee (concerned with continuing education of sheriffs)	R.C. 109.80 (B)
AC	County Law Library Resources Boards, Statewide Consortium of	R.C. 3375.481

AD	County Sheriff's Standard Car-Marking and Uniform Commission	R.C. 311.25
AE	Credential Review Board	R.C. 3319.65
AF	Credit Union Council	R.C. 1733.329
AG	Cystic Fibrosis Legislative Task Force, Ohio	R.C. 101.38
AH	Dentist Loan Repayment Advisory Board	R.C. 3702.92
AI	Department Advisory Boards	R.C. 121.13
AJ	Developmental Disabilities Council, Ohio	R.C. 5123.35
AK	Dietetics Advisory Council	R.C. 4759.051
AL	Director of Health's Advisory Group on Violent Deaths	R.C. 3701.932
AM	Early Childhood Advisory Council	R.C. 3301.90
AN	Education Management Information System Advisory Council	R.C. 3301.0713
AO	Educator Standards Board	R.C. 3319.60
AP	Electrical Safety Inspector Advisory Committee	R.C. 3783.08
AQ	Emergency Response Commission	R.C. 3750.02
AR	Engineering Experiment Station Advisory Committee	R.C. 3335.27

AS	Environmental Education Council	R.C. 3745.21
AT	Ex-Offender Reentry Coalition	R.C. 5120.07
AU	Expositions Commission, Ohio	R.C. 991.02
AV	Faith-Based and Community Initiatives, Advisory Board of Governor's Office of	R.C. 107.12
AW	Family and Children First Cabinet Council, Ohio	R.C. 121.37
AX	Farmland Preservation Advisory Board	R.C. 901.23
AY	Forestry Advisory Council	R.C. 1503.40
AZ	Governor's Residence Advisory Commission	R.C. 107.40
BA	Grain Marketing Program Operating Committee	R.C. 924.22
BB	Grape Industries Committee, Ohio	R.C. 924.51
BC	Hispanic-Latino Affairs, Commission on	R.C. 121.31
BD	Historic Site Preservation Advisory Board, Ohio	R.C. 149.301
BE	History Connection, Ohio, Board of Trustees	R.C. 149.30
BF	Home Medical Equipment Services Advisory Council	R.C. 4752.24
BG	Homeland Security Advisory Council	R.C. 5502.011 (E)
BH	Housing Trust Fund Advisory Committee	R.C. 174.06

BI	Industrial Commission Nominating Council	R.C. 4121.04
BJ	Infant Hearing Screening Subcommittee	R.C. 3701.507
BK	Interagency Council of the New African Immigrants Commission	R.C. 4112.31
BL	Lake Erie Commission, Ohio	R.C. 1506.21
BM	Land Use Advisory Committee to the President of Ohio University	R.C. 3337.16
BN	Legislative Committee on Public Health Futures	Section 737.40 of H.B. 166 of the 133rd G.A.
BO	Legislative Programming Committee of the Ohio Government Telecommunications Service	R.C. 3353.07
BP	Livestock Exhibitions, Advisory Committee on	R.C. 901.71
BQ	Manufactured Homes Advisory Council	R.C. 4781.02
BR	Materials Management Advisory Council	R.C. 3734.49
BS	Medical Liability Underwriting Association, Board of Governors of the	R.C. 3929.64
BT	Medical Liability Underwriting Association, Stabilization Reserve Fund, Directors of the	R.C. 3929.631
BU	Medically Handicapped Children's Medical Advisory Council	R.C. 3701.025
BV	Medical Quality Foundation, Ohio	R.C. 3701.89

BW	Milk Sanitation Board	R.C. 917.03
BX	Mine Subsidence Insurance Governing Board	R.C. 3929.51
BY	Minority Development Financing Advisory Board	R.C. 122.72
BZ	Minority Health, Commission on	R.C. 3701.78
CA	New African Immigrants Commission	R.C. 4112.32
CB	Office of Enterprise Development Advisory Board	R.C. 5145.162
CC	Ohio Aerospace and Aviation Technology Committee	R.C. 122.98
CD	Ohioana Library Association, Martha Kinney Cooper Memorial, Board of Trustees	R.C. 3375.62
CE	Ohio Arts Council	R.C. 3379.02
CF	Ohio Business Gateway Steering Committee	R.C. 5703.57
CG	Ohio Center for Autism and Low Incidence, Advisory Board to Assist and Advise in the Operation of the	R.C. 3323.33
CH	Ohio Commission on Service and Volunteerism	R.C. 121.40
CI	Ohio Geographically Referenced Information Program Council	R.C. 125.901
CJ	Ohio Home Inspector Board	R.C. 4764.04
CK	Ohio Livestock Care Standards Board	R.C. 904.02

CL	Ohio Public Library Information Network Board of Trustees	R.C. 3375.65
CM	Ohio Tuition Trust Authority Investment Board	R.C. 3334.03
CN	Ohio War Orphans and Severely Disabled Veterans' Children Scholarship Board	R.C. 5910.02
CO	Oil and Gas Leasing Commission	R.C. 1509.71
CP	Oil and Gas Marketing Program, An Operating Committee of the	R.C. 1510.06
CQ	Oil and Gas, Technical Advisory Council on	R.C. 1509.38
CR	Opportunities for Ohioans with Disabilities Council	R.C. 3304.12
CS	Organized Crime Investigations Commission	R.C. 177.01
CT	Pharmacy and Therapeutics Committee of the Department of Medicaid	R.C. 5164.7510
CU	Physician Assistant Policy Committee of the State Medical Board	R.C. 4730.05
CV	Power Siting Board	R.C. 4906.02
CW	Prequalification Review Board	R.C. 5525.07
CX	Private Investigation and Security Services Commission, Ohio	R.C. 4749.021
CY	Public Defender Commission, Ohio	R.C. 120.01

CZ	Public Utilities Commission Nominating Council	R.C. 4901.021
DA	Racing Commission, State	R.C. 3769.02
DB	Radiation Advisory Council	R.C. 3748.20
DC	Radio Communications System Steering Committee, Multi-Agency	Section 15.02, H.B. 640 of the 123rd G.A.
DD	Reclaim Advisory Committee	R.C. 5139.44
DE	Reclamation Commission	R.C. 1513.05
DF	Reclamation Forfeiture Fund Advisory Board	R.C. 1513.182
DG	Redistricting, Reapportionment, and Demographic Research, Legislative Task Force on	R.C. 103.51
DH	Respiratory Care Advisory Council	R.C. 4761.032
DI	Small Business Advisory Council	R.C. 107.63
DJ	Small Business Stationary Source Technical and Environmental Compliance Assistance Council	R.C. 3704.19
DK	Small Government Capital Improvements Commission, Ohio	R.C. 164.02 (C)
DL	Soil and Water Conservation Commission, Ohio	R.C. 940.02
DM	STABLE Account Program Advisory Board	R.C. 113.56

DN	Standardbred Development Commission, Ohio	R.C. 3769.085
DO	State Audit Committee	R.C. 126.46
DP	State Fire Council	R.C. 3737.81
DQ	STEM Committee of the Department of Education	R.C. 3326.02
DR	Student Tuition Recovery Authority	R.C. 3332.081
DS	Supervisory Investigative Panel of the State Dental Board	R.C. 4715.032
DT	Tax Credit Authority	R.C. 122.17 (M)
DU	Tax Expenditure Review Committee	R.C. 5703.95
DV	Thoroughbred Racing Advisory Committee, Ohio	R.C. 3769.084
DW	TourismOhio Advisory Board	R.C. 122.071
DX	Transportation Review Advisory Council	R.C. 5512.07
DY	Underground Technical Committee	R.C. 3781.34
DZ	Unemployment Compensation Advisory Council	R.C. 4141.08
EA	Unemployment Compensation Review Commission	R.C. 4141.06
EB	Uniform State Laws, State Council of	R.C. 105.21
EC	Utility Radiological Safety Board	R.C. 4937.02
ED	Vendors Representative Committee, Ohio	R.C. 3304.34
EE	Veterans Advisory Committee	R.C. 5902.02 (J)

EF	Victims Assistance Advisory Council, State	R.C. 109.91
EG	Volunteer Fire Fighters' Dependents Fund Boards (private)	R.C. 146.02 (B)
EH	Volunteer Fire Fighters' Dependents Fund Boards (public)	R.C. 146.02 (A)
EI	Voting Machines Examiners, Board of	R.C. 3506.05
EJ	Waterways Safety Council	R.C. 1547.73
EK	Wild, Scenic, or Recreational River Area, Advisory Council for each	R.C. 1547.84
EL	Wildlife Council	R.C. 1531.03
EM	Workers' Compensation Board of Directors Nominating Committee	R.C. 4121.123
EN	Workers' Compensation Board of Directors, Bureau of	R.C. 4121.12

Section 6. The Ohio Judicial Conference and the State 1173
Criminal Sentencing Commission, through the amendments in this 1174
act to the statutes that create and empower the agencies, are 1175
retained and expires at the end of December 31, 2024. 1176

Section 7. It is the intent of the General Assembly, 1177
through the amendment and repeal in this act of statutes that 1178
create and empower the agency, to abolish the following agencies 1179
upon the effective date of this act: 1180

1	2
A Assisted Living Program Workgroup	Section 209.61 of H.B. 49 of the 132nd G.A.
B Criminal Sentencing Advisory Committee	R.C. 181.22
C Early Childhood Financing Workgroup	Section 265.70.20 of H.B. 1 of the 128th G.A.
D English Language Arts Academic Standards Review Committee	R.C. 3301.079(I) (1) (a)
E Grace Commission	Section 701.05, H.B. 64 of the 131st GA
F Maternity and Newborn Advisory Council	R.C. 3711.20
G Mathematics Academic Standards Review Committee	R.C. 3301.079(I) (1) (b)
H Municipal Income Tax Net Operating Loss Review Committee	R.C. 718.60
I Ohio Family Stability Commission	R.C. 5101.345
J Ohio Healthier Buckeye Advisory Council	R.C. 5101.91
K Ohio Military Facilities Commission	R.C. 5913.12
L Prescriptive Governance, Committee on	R.C. 4723.49
M School and Ministerial Lands Divestiture	R.C. 501.041

Committee

- N Science Academic Standards Review Committee R.C. 3301.079(I)(1)(c)
- O Social Studies Academic Standards Review Committee R.C. 3301.079(I)(1)(d)
- P Undergraduate Mission Study Committee Section 3 of H.B. 66 of the 132nd GA
- Q Volume Cap, Joint Select Committee on R.C. 133.021
- R Voting Machine Acquisition Advisory Committee Section 3 of S.B. 135 of the 132nd G.A.
- S Water Advisory Council, Ohio R.C. 1521.031
- T Workgroup to Study the Feasibility of Medicaid Recipients' ID and Benefits Cards Section 751.30, H.B. 64 of the 131st G.A.

Section 8. The amendment to section 101.83 of the Revised Code in this act requires that a Sunset Review Committee be convened during each General Assembly thereby providing two bienniums to complete the review of agencies under Sunset Review Law.

The Sunset Review Committee that is convened during the 134th General Assembly may select a number of agencies, which have been renewed by Section 5 of this act until December 31, 2024, to be reconsidered for a renewal to expire on December 31, 2026. The Sunset Review Committee, at the Committee's discretion, may recommend that the expiration date of any agency renewed by Section 5 of this act be extended until December 31, 2026, without further review, or may require the agency to

submit to the requirements of sections 101.82 to 101.87 of the
Revised Code.

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