

As Introduced

135th General Assembly

Regular Session

2023-2024

H. B. No. 16

Representative Merrin

A BILL

To amend sections 101.15, 101.34, 101.70, 101.71, 1
101.72, 101.73, 101.74, 101.75, 101.76, 101.78, 2
101.90, 101.91, 101.92, 101.93, 101.95, 101.96, 3
101.98, 102.01, 102.02, 102.022, 102.03, 4
102.031, 102.06, 102.07, 102.08, 102.99, 109.54, 5
121.60, 121.61, 121.62, 121.63, 121.65, 121.66, 6
121.68, 122.651, 184.01, 184.03, 187.03, 7
2701.11, 2925.01, 2925.38, 3781.343, 4503.033, 8
4705.021, 4901.021, and 4901.99; to enact 9
sections 101.741, 101.941, 102.10, 121.641, and 10
4901.022; and to repeal section 102.021 of the 11
Revised Code to enact the Ethics and Financial 12
Disclosure Reform Act to revise the law 13
governing ethics and lobbying. 14

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

Section 1. That sections 101.15, 101.34, 101.70, 101.71, 15
101.72, 101.73, 101.74, 101.75, 101.76, 101.78, 101.90, 101.91, 16
101.92, 101.93, 101.95, 101.96, 101.98, 102.01, 102.02, 102.022, 17
102.03, 102.031, 102.06, 102.07, 102.08, 102.99, 109.54, 121.60, 18
121.61, 121.62, 121.63, 121.65, 121.66, 121.68, 122.651, 184.01, 19
184.03, 187.03, 2701.11, 2925.01, 2925.38, 3781.343, 4503.033, 20

4705.021, 4901.021, and 4901.99 be amended and sections 101.741, 21
101.941, 102.10, 121.641, and 4901.022 of the Revised Code be 22
enacted to read as follows: 23

Sec. 101.15. (A) As used in this section: 24

(1) "Caucus" means all of the members of either house of 25
the general assembly who are members of the same political 26
party. 27

(2) "Committee" means any committee of either house of the 28
general assembly, a joint committee of both houses of the 29
general assembly, including a committee of conference, or a 30
subcommittee of any committee listed in division (A)(2) of this 31
section. 32

(3) "Meeting" means any prearranged discussion of the 33
public business of a committee by a majority of its members. 34

(B) Except as otherwise provided in division (F) of this 35
section, all meetings of any committee are declared to be public 36
meetings open to the public at all times. The secretary assigned 37
to the chairperson of the committee shall prepare, file, and 38
maintain the minutes of every regular or special meeting of a 39
committee. The committee, at its next regular or special 40
meeting, shall approve the minutes prepared, filed, and 41
maintained by the secretary, or, if the minutes prepared, filed, 42
and maintained by the secretary require correction before their 43
approval, the committee shall correct and approve the minutes at 44
the next following regular or special meeting. The committee 45
shall make the minutes available for public inspection not later 46
than seven days after the meeting the minutes reflect or not 47
later than the committee's next regular or special meeting, 48
whichever occurs first. 49

(C) Each committee shall establish a reasonable method 50
whereby any person may determine the time and place of all 51
regularly scheduled meetings and the time, place, and purpose of 52
all special meetings. No committee shall hold a regular or 53
special meeting unless it gives at least twenty-four hours' 54
advance notice to the news media that have requested 55
notification. 56

The method established by each committee shall provide 57
that, upon request and payment of a reasonable fee, any person 58
may obtain reasonable advance notification of all meetings at 59
which any specific type of public business will be discussed. 60
Provisions for advance notification may include, but are not 61
limited to, mailing the agenda of meetings to all subscribers on 62
a mailing list or mailing notices in self-addressed stamped 63
envelopes provided by the person who desires advance 64
notification. 65

(D) Any action of a committee relating to a bill or 66
resolution, or any other formal action of a committee, is 67
invalid unless taken in an open meeting of the committee. Any 68
action of a committee relating to a bill or resolution, or any 69
other formal action of a committee, taken in an open meeting is 70
invalid if it results from deliberations in a meeting not open 71
to the public. 72

(E) (1) Any person may bring an action to enforce this 73
section. An action under this division shall be brought within 74
two years after the date of the alleged violation or threatened 75
violation. Upon proof of a violation or threatened violation of 76
this section in an action brought by any person, the court of 77
common pleas shall issue an injunction to compel the members of 78
the committee to comply with its provisions. 79

(2) (a) If the court of common pleas issues an injunction 80
under division (E) (1) of this section, the court shall order the 81
committee that it enjoins to pay a civil forfeiture of five 82
hundred dollars to the party that sought the injunction and 83
shall award to that party all court costs and, subject to 84
reduction as described in this division, reasonable attorney's 85
fees. The court, in its discretion, may reduce an award of 86
attorney's fees to the party that sought the injunction or not 87
award attorney's fees to that party if the court determines both 88
of the following: 89

(i) That, based on the ordinary application of statutory 90
law and case law as it existed at the time of the violation or 91
threatened violation that was the basis of the injunction, a 92
well-informed committee reasonably would believe that the 93
committee was not violating or threatening to violate this 94
section; 95

(ii) That a well-informed committee reasonably would 96
believe that the conduct or threatened conduct that was the 97
basis of the injunction would serve the public policy that 98
underlies the authority that is asserted as permitting that 99
conduct or threatened conduct. 100

(b) If the court of common pleas does not issue an 101
injunction under division (E) (1) of this section and the court 102
determines at that time that the bringing of the action was 103
frivolous conduct as defined in division (A) of section 2323.51 104
of the Revised Code, the court shall award to the committee all 105
court costs and reasonable attorney's fees, as determined by the 106
court. 107

(3) Irreparable harm and prejudice to the party that 108
sought the injunction shall be conclusively and irrebuttably 109

presumed upon proof of a violation or threatened violation of 110
this section. 111

(4) A member of a committee who knowingly violates an 112
injunction issued under division (E)(1) of this section may be 113
removed from office by an action brought in the court of common 114
pleas for that purpose by the prosecuting attorney of Franklin 115
county or by the attorney general. 116

(5) The remedies described in divisions (E)(1) to (4) of 117
this section shall be the exclusive remedies for a violation of 118
this section. 119

(F) This section does not apply to or affect either of the 120
following: 121

(1) All meetings of the joint legislative ethics committee 122
created under section 101.34 of the Revised Code other than a 123
meeting that is held for any of the following purposes: 124

(a) To consider the adoption, amendment, or recission of 125
any rule that the joint legislative ethics committee is 126
authorized to adopt pursuant to division (B)(11) of section 127
101.34, division (E) of section 101.78, division ~~(B)~~(D) of 128
section 102.02, or division ~~(E)~~(D) of section 121.68 of the 129
Revised Code; 130

(b) To discuss and consider changes to any administrative 131
operation of the joint legislative ethics committee other than 132
any matter described in division (G) of section 121.22 of the 133
Revised Code; 134

(c) To discuss pending or proposed legislation. 135

(2) Meetings of a caucus. 136

(G) For purposes of division (F)(1)(a) of this section, an 137

advisory opinion, written opinion, or decision relative to a 138
complaint is not a rule. 139

Sec. 101.34. (A) There is hereby created a joint 140
legislative ethics committee to serve the general assembly. The 141
committee shall be composed of twelve members, six each from the 142
two major political parties, and each member shall serve on the 143
committee during the member's term as a member of that general 144
assembly. Six members of the committee shall be members of the 145
house of representatives appointed by the speaker of the house 146
of representatives, not more than three from the same political 147
party, and six members of the committee shall be members of the 148
senate appointed by the president of the senate, not more than 149
three from the same political party. A vacancy in the committee 150
shall be filled for the unexpired term in the same manner as an 151
original appointment. The members of the committee shall be 152
appointed within fifteen days after the first day of the first 153
regular session of each general assembly and the committee shall 154
meet and proceed to recommend an ethics code not later than 155
thirty days after the first day of the first regular session of 156
each general assembly. 157

In the first regular session of each general assembly, the 158
speaker of the house of representatives shall appoint the 159
chairperson of the committee from among the house members of the 160
committee, and the president of the senate shall appoint the 161
vice-chairperson of the committee from among the senate members 162
of the committee. In the second regular session of each general 163
assembly, the president of the senate shall appoint the 164
chairperson of the committee from among the senate members of 165
the committee, and the speaker of the house of representatives 166
shall appoint the vice-chairperson of the committee from among 167
the house members of the committee. The chairperson, vice- 168

chairperson, and members of the committee shall serve until 169
their respective successors are appointed or until they are no 170
longer members of the general assembly. 171

The committee shall meet at the call of the chairperson or 172
upon the written request of seven members of the committee. 173

(B) The joint legislative ethics committee: 174

(1) Shall recommend a code of ethics that is consistent 175
with law to govern all members and employees of each house of 176
the general assembly and all candidates for the office of member 177
of each house; 178

(2) May receive and hear any complaint that alleges a 179
breach of any privilege of either house, or misconduct of any 180
member, employee, or candidate, or any violation of the 181
appropriate code of ethics; 182

(3) May obtain information with respect to any complaint 183
filed pursuant to this section and to that end may enforce the 184
attendance and testimony of witnesses, and the production of 185
books and papers; 186

(4) May recommend whatever sanction is appropriate with 187
respect to a particular member, employee, or candidate as will 188
best maintain in the minds of the public a good opinion of the 189
conduct and character of members and employees of the general 190
assembly; 191

(5) May recommend legislation to the general assembly 192
relating to the conduct and ethics of members and employees of 193
and candidates for the general assembly; 194

(6) Shall employ an executive director for the committee 195
and may employ other staff as the committee determines necessary 196

to assist it in exercising its powers and duties. The executive 197
director and staff of the committee shall be known as the office 198
of legislative inspector general. At least one member of the 199
staff of the committee shall be an attorney at law licensed to 200
practice law in this state. The appointment and removal of the 201
executive director shall require the approval of at least eight 202
members of the committee. 203

(7) May employ a special counsel to assist the committee 204
in exercising its powers and duties. The appointment and removal 205
of a special counsel shall require the approval of at least 206
eight members of the committee. 207

(8) Shall act as an advisory body to the general assembly 208
and to individual members, candidates, and employees on 209
questions relating to ethics, possible conflicts of interest, 210
and financial disclosure; 211

(9) Shall provide for the proper forms on which a 212
statement required or permitted pursuant to section 102.02 ~~or~~ 213
~~102.021~~ of the Revised Code shall be filed and instructions as 214
to the filing of the statement; 215

(10) Exercise the powers and duties prescribed under 216
sections 101.70 to 101.79, sections 101.90 to 101.98, Chapter 217
102., and sections 121.60 to 121.69 of the Revised Code; 218

(11) Adopt, in accordance with section 111.15 of the 219
Revised Code, any rules that are necessary to implement and 220
clarify Chapter 102. and sections 2921.42 and 2921.43 of the 221
Revised Code. 222

(C) There is hereby created in the state treasury the 223
joint legislative ethics committee fund. All money collected 224
from registration fees and late filing fees prescribed under 225

sections 101.72, 101.92, and 121.62 of the Revised Code shall be 226
deposited into the state treasury to the credit of the fund. 227
Money credited to the fund and any interest and earnings from 228
the fund shall be used solely for the operation of the joint 229
legislative ethics committee and the office of legislative 230
inspector general and for the purchase of data storage and 231
computerization facilities for the statements filed with the 232
committee under sections 101.73, 101.74, 101.741, 101.93, 233
101.94, 101.941, 121.63, ~~and 121.64~~, and 121.641 of the Revised 234
Code. 235

(D) The chairperson of the joint legislative ethics 236
committee shall issue a written report, not later than the 237
thirty-first day of January of each year, to the speaker and 238
minority leader of the house of representatives and to the 239
president and minority leader of the senate that lists the 240
number of committee meetings and investigations the committee 241
conducted during the immediately preceding calendar year and the 242
number of advisory opinions it issued during the immediately 243
preceding calendar year. 244

(E) Any investigative report that contains facts and 245
findings regarding a complaint filed with the joint legislative 246
ethics committee and that is prepared by the staff of the 247
committee or a special counsel to the committee shall become a 248
public record upon its acceptance by a vote of the majority of 249
the members of the committee, except for any names of specific 250
individuals and entities contained in the report. If the 251
committee recommends disciplinary action or reports its findings 252
to the appropriate prosecuting authority for proceedings in 253
prosecution of the violations alleged in the complaint, the 254
investigatory report regarding the complaint shall become a 255
public record in its entirety. 256

(F) (1) Any file obtained by or in the possession of the 257
former house ethics committee or former senate ethics committee 258
shall become the property of the joint legislative ethics 259
committee. Any such file is confidential if either of the 260
following applies: 261

(a) It is confidential under section 102.06 of the Revised 262
Code or the legislative code of ethics. 263

(b) If the file was obtained from the former house ethics 264
committee or from the former senate ethics committee, it was 265
confidential under any statute or any provision of a code of 266
ethics that governed the file. 267

(2) As used in this division, "file" includes, but is not 268
limited to, evidence, documentation, or any other tangible 269
thing. 270

(G) There is hereby created in the state treasury the 271
joint legislative ethics committee investigative and financial 272
disclosure fund. Investment earnings of the fund shall be 273
credited to the fund. All moneys credited to the fund shall be 274
used solely for expenses related to the investigative and 275
financial disclosure functions of the committee. 276

Sec. 101.70. As used in sections 101.70 to 101.79 and 277
101.99 of the Revised Code: 278

(A) "Person" means any individual, partnership, trust, 279
estate, business trust, association, or corporation; any labor 280
organization or manufacturer association; any department, 281
commission, board, publicly supported college or university, 282
division, institution, bureau, or other instrumentality of the 283
state; or any county, township, municipal corporation, school 284
district, or other political subdivision of the state. "Person" 285

includes the Ohio casino control commission, a member of the 286
commission, the executive director of the commission, an 287
employee of the commission, and an agent of the commission. 288

(B) "Legislation" means bills, resolutions, amendments, 289
nominations, and any other matter pending before the general 290
assembly, any matter pending before the controlling board, or 291
the executive approval or veto of any bill acted upon by the 292
general assembly. 293

(C) "Compensation" means a salary, gift, payment, benefit, 294
subscription, loan, advance, reimbursement, or deposit of money 295
or anything of value; or a contract, promise, or agreement, 296
whether or not legally enforceable, to make compensation. 297

(D) "Expenditure" means any of the following that is made 298
to, at the request of, for the benefit of, or on behalf of any 299
~~member of the general assembly, any member of the controlling~~ 300
~~board, the governor, the director of a department created under~~ 301
~~section 121.02 of the Revised Code, or any member of the staff~~ 302
~~of any public officer or employee listed in this~~ 303
~~division~~official: 304

(1) A payment, distribution, loan, advance, deposit, 305
reimbursement, or gift of money, real estate, or anything of 306
value, including, but not limited to, food and beverages, 307
entertainment, lodging, or transportation; 308

(2) A contract, promise, or agreement to make an 309
expenditure, whether or not legally enforceable; 310

(3) The purchase, sale, or gift of services or any other 311
thing of value. 312

"Expenditure" does not include a contribution, gift, or grant to 313
a foundation or other charitable organization that is exempt 314

from federal income taxation under subsection 501(c)(3) of the Internal Revenue Code. "Expenditure" does not include the purchase, sale, or gift of services or any other thing of value that is available to the general public on the same terms as it is available to the persons listed in this division, or an offer or sale of securities to any person listed in this division that is governed by regulation D, 17 C.F.R. 230.501 to 230.508, adopted under the authority of the "Securities Act of 1933," 48 Stat. 74, 15 U.S.C.A. and following, or that is governed by a comparable provision under state law.

(E) "Actively advocate" means to promote, advocate, or oppose the passage, modification, defeat, or executive approval or veto of any legislation by direct communication with any ~~member of the general assembly, any member of the controlling board, the governor, the director of any department listed in section 121.02 of the Revised Code, or any member of the staff of any public officer or employee listed in this division~~ official. "Actively advocate" does not include the action of any person not engaged by an employer who has a direct interest in legislation if the person, acting under Section 3 of Article I, Ohio Constitution, assembles together with other persons to consult for their common good, instructs a public ~~officer or employee who is listed in this division~~ official, or petitions that public ~~officer or employee~~ official for the redress of grievances.

(F) "Legislative agent" means any individual, except a member of the general assembly, a member of the staff of the general assembly, the governor, lieutenant governor, attorney general, secretary of state, treasurer of state, or auditor of state, ~~who is engaged during at least a portion of the individual's time to actively advocate as one of the~~

~~individual's main purposes. An individual engaged by the Ohio-~~ 346
~~casino control commission, a member of the commission, the~~ 347
~~executive director of the commission, or an employee or agent of~~ 348
~~the commission to actively advocate is a "legislative agent"~~ 349
~~even if the individual does not during at least a portion of the~~ 350
~~individual's time actively advocate as one of the individual's~~ 351
main purposes whose direct communication with any public official 352
for the purpose of actively advocating constitutes at least five 353
per cent of the total performance time for which the individual 354
is compensated by a specific employer. 355

(G) "Employer" means any person who, directly or 356
indirectly, engages a legislative agent. 357

(H) "Engage" means to make any arrangement, and 358
"engagement" means any arrangement, whereby an individual is 359
employed or retained for compensation to act for or on behalf of 360
an employer to actively advocate. 361

(I) "Financial transaction" means a transaction or 362
activity that is conducted or undertaken for profit and arises 363
from the joint ownership or the ownership or part ownership in 364
common of any real or personal property or any commercial or 365
business enterprise of whatever form or nature between the 366
following: 367

(1) A legislative agent, an employer of a legislative 368
agent, or a member of the immediate family of the legislative 369
agent or a legislative agent's employer; and 370

(2) ~~Any member of the general assembly, any member of the~~ 371
~~controlling board, the governor, the director of a department~~ 372
~~created under section 121.02 of the Revised Code, or any member~~ 373
~~of the staff of a public officer or employee listed in division~~ 374

~~(I) (2) of this section~~official. 375

"Financial transaction" does not include any transaction 376
or activity described in division (I) of this section if it is 377
available to the general public on the same terms, or if it is 378
an offer or sale of securities to any person listed in division 379
(I) (2) of this section that is governed by regulation D, 17 380
C.F.R. 230.501 to 230.508, adopted under the authority of the 381
"Securities Act of 1933," 48 Stat. 74, 15 U.S.C.A. and 382
following, or that is governed by a comparable provision under 383
state law. 384

(J) "Public official" means a member of the general 385
assembly, a member of the controlling board, the governor, the 386
director of a department created under section 121.02 of the 387
Revised Code, or any member of the staff of a public official 388
listed in this division. 389

(K) "Staff" means any state employee whose official duties 390
are to formulate policy and who exercises administrative or 391
supervisory authority or who authorizes the expenditure of state 392
funds. 393

Sec. 101.71. (A) No legislative agent or employer shall 394
knowingly fail to register as required under section 101.72 of 395
the Revised Code. 396

(B) No legislative agent or employer shall knowingly fail 397
to keep a receipt or maintain a record that section 101.73 of 398
the Revised Code requires the person to keep or maintain. 399

(C) No person shall knowingly fail to file a statement 400
that section 101.73 ~~or~~, 101.74, or 101.741 of the Revised Code 401
requires the person to file. 402

(D) No person shall knowingly file a false statement that 403

section 101.73~~or~~, 101.74, or 101.741 of the Revised Code 404
requires the person to file. 405

Sec. 101.72. (A) Each legislative agent and employer, 406
within ten days following an engagement of a legislative agent, 407
shall file with the joint legislative ethics committee an 408
initial registration statement showing all of the following: 409

(1) The name, business address, and occupation of the 410
legislative agent; 411

(2) The name and business address of the employer and the 412
real party in interest on whose behalf the legislative agent is 413
actively advocating, if it is different from the employer. For 414
the purposes of division (A) of this section, where a trade 415
association or other charitable or fraternal organization that 416
is exempt from federal income taxation under subsection 501(c) 417
of the federal Internal Revenue Code is the employer, the 418
statement need not list the names and addresses of each member 419
of the association or organization, so long as the association 420
or organization itself is listed. 421

(3) A brief description of the type of legislation to 422
which the engagement relates. 423

(B) In addition to the initial registration statement 424
required by division (A) of this section, each legislative agent 425
and employer shall file with the joint committee, not later than 426
the last day of January, May, and September of each year, an 427
updated registration statement that ~~confirms~~ includes all of the 428
following for the period covered by the updated statement: 429

(1) Confirmation of the continuing existence of each 430
engagement described in an initial registration statement~~and~~ 431
~~that lists;~~ 432

(2) A list of the specific bills or resolutions on which 433
the agent actively advocated under that engagement ~~during the~~ 434
~~period covered by the updated statement, and with it any;~~ 435

(3) Any statement of expenditures required to be filed by 436
section 101.73 of the Revised Code ~~and any;~~ 437

(4) Any details of financial transactions required to be 438
filed by section 101.74 of the Revised Code; 439

(5) Any statement of legislative agent compensation 440
required to be filed by section 101.741 of the Revised Code. 441

(C) If a legislative agent is engaged by more than one 442
employer, the agent shall file a separate initial and updated 443
registration statement for each engagement. If an employer 444
engages more than one legislative agent, the employer need file 445
only one updated registration statement under division (B) of 446
this section, which shall contain the information required by 447
division (B) of this section regarding all of the legislative 448
agents engaged by the employer. 449

(D) (1) A change in any information required by division 450
(A) (1), (2), or (B) of this section shall be reflected in the 451
next updated registration statement filed under division (B) of 452
this section. 453

(2) Within thirty days after the termination of an 454
engagement, the legislative agent who was employed under the 455
engagement shall send written notification of the termination to 456
the joint committee. 457

(E) A registration fee of twenty-five dollars shall be 458
charged for filing an initial registration statement. The state 459
agency of an officer or employee who actively advocates in a 460
fiduciary capacity as a representative of that state agency 461

shall pay the registration fee required under this division. All 462
money collected from registration fees under this division and 463
late filing fees under division (G) of this section shall be 464
deposited into the state treasury to the credit of the joint 465
legislative ethics committee fund created under section 101.34 466
of the Revised Code. 467

An officer or employee of a state agency who actively 468
advocates in a fiduciary capacity as a representative of that 469
state agency need not file expenditure statements under section 470
101.73 of the Revised Code. As used in this division, "state 471
agency" does not include a state institution of higher education 472
as defined in section 3345.011 of the Revised Code. 473

(F) Upon registration pursuant to division (A) of this 474
section, the legislative agent shall be issued a card by the 475
joint committee showing that the legislative agent is 476
registered. The registration card and the legislative agent's 477
registration shall be valid from the date of their issuance 478
until the next thirty-first day of December of an even-numbered 479
year. 480

(G) The executive director of the joint committee shall be 481
responsible for reviewing each registration statement filed with 482
the joint committee under this section and for determining 483
whether the statement contains all of the information required 484
by this section. If the joint committee determines that the 485
registration statement does not contain all of the required 486
information or that a legislative agent or employer has failed 487
to file a registration statement, the joint committee shall send 488
written notification by certified mail to the person who filed 489
the registration statement regarding the deficiency in the 490
statement or to the person who failed to file the registration 491

statement regarding the failure. Any person so notified by the 492
joint committee shall, not later than fifteen days after 493
receiving the notice, file a registration statement or an 494
amended registration statement that does contain all of the 495
information required by this section. If any person who receives 496
a notice under this division fails to file a registration 497
statement or such an amended registration statement within this 498
fifteen-day period, the joint committee shall assess a late 499
filing fee equal to twelve dollars and fifty cents per day, up 500
to a maximum of one hundred dollars, upon that person. The joint 501
committee may waive the late filing fee for good cause shown. 502

(H) On or before the fifteenth day of March of each year, 503
the joint committee shall, in the manner and form that it 504
determines, publish a report containing statistical information 505
on the registration statements filed with it under this section 506
during the preceding year. 507

Sec. 101.73. (A) Each legislative agent and each employer 508
shall file in the office of the joint legislative ethics 509
committee, with the updated registration statement required by 510
division (B) of section 101.72 of the Revised Code, a statement 511
of expenditures as specified in divisions (B) and (C) of this 512
section. A legislative agent shall file a separate statement of 513
expenditures under this section for each employer engaging the 514
legislative agent. 515

(B) (1) In addition to the information required by 516
divisions (B) (2) and (3) of this section, a statement filed by a 517
legislative agent shall show the total amount of expenditures 518
made by the legislative agent during the reporting period 519
covered by the statement. 520

(2) If, during a reporting period covered by a statement, 521

an employer or any legislative agent the employer engaged made, 522
either separately or in combination with each other, either 523
directly or indirectly, expenditures to, at the request of, for 524
the benefit of, or on behalf of ~~any particular member of the~~ 525
~~general assembly, any particular member of the controlling~~ 526
~~board, the governor, the director of a department created under~~ 527
~~section 121.02 of the Revised Code, or any particular member of~~ 528
~~the staff of any of the public officers or employees listed in~~ 529
~~division (B) (2) of this section~~official, then the employer or 530
legislative agent shall ~~also~~ state all of the following_ 531
regarding those expenditures: 532

(a) The name of the public ~~officer or employee~~ official to 533
whom, at whose request, for whose benefit, or on whose behalf 534
the expenditures were made; 535

(b) The total amount of the expenditures made; 536

(c) A brief description of the expenditures made; 537

(d) The approximate date the expenditures were made; 538

(e) The specific items of legislation, if any, for which 539
the expenditures were made and the identity of the client on 540
whose behalf each expenditure was made. 541

As used in division (B) (2) of this section, "expenditures" 542
does not include expenditures made by a legislative agent as 543
payment for meals and other food and beverages. 544

(3) If, during a reporting period covered by a statement, 545
a legislative agent made expenditures as payment for meals and 546
other food and beverages, other than for meals and other food 547
and beverages provided to a member of the general assembly at, 548
and intended for consumption at, a meeting at which the member 549
participated in a panel, seminar, or speaking engagement or 550

provided to a member of the general assembly at, and intended 551
for consumption at, a meeting or convention of a national 552
organization to which any state agency, including, but not 553
limited to, any legislative agency or state institution of 554
higher education as defined in section 3345.011 of the Revised 555
Code, pays membership dues, that, when added to the amount of 556
previous payments made for meals and other food and beverages by 557
that legislative agent during that same calendar year, exceeded 558
a total of fifty dollars to, at the request of, for the benefit 559
of, or on behalf of ~~any particular member of the general~~ 560
~~assembly, any particular member of the controlling board, the~~ 561
~~governor, the director of a department created under section~~ 562
~~121.02 of the Revised Code, or any particular member of the~~ 563
~~staff of any of the public officers or employees listed in~~ 564
~~division (B) (3) of this section~~ official, then the legislative 565
agent shall also state all of the following regarding those 566
expenditures: 567

(a) The name of the public ~~officer or employee~~ official to 568
whom, at whose request, for whose benefit, or on whose behalf 569
the expenditures were made; 570

(b) The total amount of the expenditures made; 571

(c) A brief description of the expenditures made; 572

(d) The approximate date the expenditures were made; 573

(e) The specific items of legislation, if any, for which 574
the expenditures were made and the identity of the client on 575
whose behalf each expenditure was made. 576

(C) In addition to the information required by divisions 577
(B) (2) and (3) of this section, a statement ~~filed by an employer~~ 578
shall show the total amount of expenditures made by the employer 579

or legislative agent filing the statement during the period 580
covered by the statement. ~~As used in this section,~~ 581
~~"expenditures" does not include the expenses of maintaining~~ 582
~~office facilities or the compensation paid to legislative agents~~ 583
~~engaged by an employer.~~ A statement filed by a legislative agent 584
shall show all legislation regarding which the legislative agent 585
has advocated on behalf of the employer during the period 586
covered by the statement. A statement filed by an employer shall 587
show all legislation regarding which the employer has advocated 588
during the period covered by the statement. 589

No employer ~~is~~ shall be required to show any expenditure 590
or legislation on a statement filed under this division if the 591
expenditure or legislation is reported on a statement filed 592
under division (B) of this section by a legislative agent 593
engaged by the employer. ~~No legislative agent shall be required~~ 594
~~to show any expenditure on a statement filed under this division~~ 595
~~if the expenditure is reported on a statement filed under~~ 596
~~division (B) of this section by the legislative agent's~~ 597
~~employer.~~ 598

(D) Any statement required to be filed under this section 599
shall be filed at the times specified in section 101.72 of the 600
Revised Code. Each statement shall cover expenditures made 601
during the four-calendar-month period that ended on the last day 602
of the month immediately preceding the month in which the 603
statement is required to be filed. 604

(E) No portion of the amount of an expenditure for meals 605
or beverages provided at, and intended for consumption at, a 606
dinner, party, or other function sponsored by an employer or 607
legislative agent need be attributed to, or counted toward the 608
amount for, a reporting period specified in division (B) (2) or 609

(3) of this section if the sponsor has invited to the function 610
all the members of either of the following: 611

(1) The general assembly; 612

(2) Either house of the general assembly. 613

However, the amount spent for such function and its date 614
and purpose shall be reported separately on the statement 615
required to be filed under this section and the amount spent for 616
the function shall be added with other expenditures for the 617
purpose of determining the total amount of expenditures reported 618
in the statement under division (B) (1) or (C) of this section. 619

(F) No portion of the amount of an expenditure made as 620
payment for meals and other food and beverages provided at, and 621
intended for consumption at, a meeting at which the public 622
official participated in a panel, seminar, or speaking 623
engagement or provided to a public official at a meeting or 624
convention of a national organization to which any state agency, 625
including any legislative agency or state institution of higher 626
education as defined in section 3345.011 of the Revised Code, 627
pays membership dues need be attributed to, or counted toward 628
the amount for, a reporting period specified in division (B) of 629
this section. 630

However, the total amount spent for such meals and 631
beverages shall be reported separately on the statement required 632
to be filed under this section and the amount spent for the 633
function shall be added with other expenditures for the purpose 634
of determining the total amount of expenditures reported in the 635
statement under division (C) of this section. 636

(G) If it is impractical or impossible for a legislative 637
agent or employer to determine exact dollar amounts or values of 638

expenditures, reporting of good faith estimates, based upon 639
reasonable accounting procedures, constitutes compliance with 640
this section. 641

~~(E)~~ (H) All legislative agents and employers shall retain 642
receipts or maintain records for all expenditures that are 643
required to be reported pursuant to this section. These receipts 644
or records shall be maintained for a period ending on the 645
thirty-first day of December of the second calendar year after 646
the year in which the expenditure was made. 647

~~(F) (1)~~ (I) (1) An employer or legislative agent who is 648
required to file an expenditure statement under division (B) or 649
(C) of this section shall deliver a copy of the statement, or of 650
the portion showing the expenditure, to the public ~~officer or~~ 651
~~employee official~~ who is listed in the statement as having 652
received the expenditure or on whose behalf it was made, at 653
least ten days before the date on which the statement is filed. 654

(2) If, during a reporting period covered by an 655
expenditure statement filed under division (B) (2) of this 656
section, an employer or any legislative agent the employer 657
engaged made, either separately or in combination with each 658
other, either directly or indirectly, expenditures for 659
transportation, lodging, or food and beverages purchased for 660
consumption on the premises in which the food and beverages were 661
sold to, at the request of, for the benefit of, or on behalf of 662
any ~~of the public officers or employees described in division~~ 663
~~(B) (2) of this section~~ official, the employer or legislative 664
agent shall deliver to the public ~~officer or employee official~~ a 665
statement that contains all of the nondisputed information 666
prescribed in division (B) (2) (a) through (e) of this section 667
with respect to the expenditures described in division ~~(F) (2)~~ 668

(I) (2) of this section. The statement of expenditures made under 669
division ~~(F) (2)~~ (I) (2) of this section shall be delivered to the 670
public ~~officer or employee~~ official to whom, at whose request, 671
for whose benefit, or on whose behalf those expenditures were 672
made on the same day in which a copy of the expenditure 673
statement or of a portion showing the expenditure is delivered 674
to the public ~~officer or employee~~ official under division ~~(F) (1)~~ 675
(I) (1) of this section. An employer is not required to show any 676
expenditure on a statement delivered under division ~~(F) (2)~~ (I) 677
(2) of this section if the expenditure is shown on a statement 678
delivered under division ~~(F) (2)~~ (I) (2) of this section by a 679
legislative agent engaged by the employer. A legislative agent 680
is not required to show any expenditure on a statement delivered 681
under division (I) (2) of this section if the expenditure is 682
shown on a statement delivered under division (I) (2) of this 683
section by the legislative agent's employer. 684

(J) As used in this section, "expenditure" does not 685
include the expenses of maintaining office facilities or the 686
compensation paid to a legislative agent engaged by an employer. 687

Sec. 101.74. (A) Any legislative agent who has had any 688
financial transaction with or for the benefit of any ~~member of~~ 689
~~the general assembly, any member of the controlling board, the~~ 690
~~governor, the director of a department created under section~~ 691
~~121.02 of the Revised Code, or any member of the staff of any~~ 692
~~public officer or employee listed in this division~~ official 693
shall describe the details of the transaction, including the 694
name of the public ~~officer or employee~~ official, the purpose and 695
nature of the transaction, and the date it was made or entered 696
into, in a statement filed with the joint legislative ethics 697
committee with the updated registration statement required by 698
division (B) of section 101.72 of the Revised Code. The 699

statement shall be filed at the times specified in section 700
101.72 of the Revised Code. Each statement shall describe each 701
financial transaction that occurred during the four-calendar- 702
month period that ended on the last day of the month immediately 703
preceding the month in which the statement is required to be 704
filed. 705

(B) Except as provided in division (D) of this section, 706
any employer who has had any financial transaction with or for 707
the benefit of any ~~member of the general assembly, any member of~~ 708
~~the controlling board, the governor, the director of a~~ 709
~~department created under section 121.02 of the Revised Code, or~~ 710
~~any member of the staff of any public officer or employee listed~~ 711
~~in this division~~ official shall describe the details of the 712
transaction, including the name of the public ~~officer or~~ 713
~~employee~~ official, the purpose and nature of the transaction, and 714
the date it was made or entered into, in a statement filed with 715
the joint committee with the updated registration statement 716
required by division (B) of section 101.72 of the Revised Code. 717
The statement shall be filed at the times specified in section 718
101.72 of the Revised Code. Each statement shall describe each 719
financial transaction that occurred during the four-calendar- 720
month period that ended on the last day of the month immediately 721
preceding the month in which the statement is required to be 722
filed. 723

(C) An employer or legislative agent who is required to 724
file a statement describing a financial transaction under this 725
section shall deliver a copy of the statement to the public 726
~~officer or employee~~ official with whom or for whose benefit the 727
transaction was made at least ten days before the date on which 728
the statement is filed. 729

(D) No employer shall be required to file any statement 730
under this section or to deliver a copy of the statement to a 731
public ~~officer or employee official~~ with whom or for whose 732
benefit the transaction was made if the financial transaction to 733
which the statement pertains is reported by a legislative agent 734
engaged by the employer. 735

Sec. 101.741. (A) As used in this section: 736

(1) "Lobbying firm" means a group of two or more 737
legislative agents that is engaged by an employer to actively 738
advocate on behalf of the employer. 739

(2) "In-house legislative agent" means a legislative agent 740
who acts as a legislative agent for only one employer and who is 741
not part of a lobbying firm. 742

(B) (1) An employer shall include with each updated 743
registration statement a statement of legislative agent 744
compensation. The statement of legislative agent compensation 745
shall include the total amount the employer paid to all 746
legislative agents during the period covered by the statement as 747
compensation for acting as such on behalf of the employer and as 748
reimbursement for expenses incurred while acting as such on 749
behalf of the employer. 750

(2) If the employer employs an in-house legislative agent 751
who does not actively advocate for the entire performance time 752
for which the employer compensates the in-house legislative 753
agent, the employer shall calculate the in-house legislative 754
agent's compensation, for purposes of reporting under division 755
(B) (1) of this section, by multiplying the in-house legislative 756
agent's total compensation by the percentage of the in-house 757
legislative agent's total performance time during which the in- 758

house legislative agent actively advocates on behalf of the 759
employer. 760

(C) (1) Except as otherwise provided in division (C) of 761
this section, a legislative agent shall include with each 762
updated registration statement a statement of legislative agent 763
compensation. The statement of legislative agent compensation 764
shall include the total amount the legislative agent received 765
from the employer during the period covered by the statement as 766
compensation for acting as such on behalf of the employer and as 767
reimbursement for expenses incurred while acting as such on 768
behalf of the employer. 769

(2) (a) A lobbying firm shall submit a joint statement of 770
legislative agent compensation on behalf of all legislative 771
agents the lobbying firm compensated for acting as such on 772
behalf of an employer. The joint statement shall include the 773
total amount the lobbying firm received from the employer during 774
the period covered by the statement and the name of each member 775
of the lobbying firm who acted as a legislative agent on behalf 776
of the employer during that period. A legislative agent who is a 777
member of a lobbying firm is not required to submit a separate 778
statement of legislative agent compensation with respect to any 779
amounts included in the joint statement. 780

(b) If a lobbying firm fails to submit a joint statement 781
of legislative agent compensation, each legislative agent who is 782
a member of the lobbying firm shall submit a statement of 783
legislative agent compensation that includes the total amount 784
the legislative agent or the lobbying firm received from the 785
employer during the period covered by the statement, including 786
compensation and reimbursement for expenses. 787

(3) An in-house legislative agent is not required to 788

submit a statement of legislative agent compensation if the in- 789
house legislative agent's employer submits a properly completed 790
statement under division (B) of this section for that period. 791

Sec. 101.75. If a dispute arises between any member of the 792
general assembly, any member of the controlling board, or a 793
member of the staff of the general assembly or controlling board 794
and an employer or legislative agent with respect to an 795
expenditure or financial transaction alleged in any statement to 796
be filed under section 101.73 or 101.74 of the Revised Code, the 797
member, employer, or legislative agent may file a complaint with 798
the joint legislative ethics committee. The committee shall 799
proceed to investigate the complaint as provided for other 800
complaints in section 101.34 of the Revised Code. 801

The complaint shall be filed at least three days prior to 802
the time the statement is required to be filed with the joint 803
legislative ethics committee. The time for filing a ~~disputed-~~ 804
~~expenditure or financial transaction in any statement of~~ 805
expenditures or the details of a financial transaction that 806
contains a disputed expenditure or financial transaction shall 807
be extended pending the final decision of the joint committee. 808
~~This extension does not extend the time for filing the-~~ 809
~~nondisputed portions of an expenditure statement or of the-~~ 810
~~details of a financial transaction.~~ The joint committee shall 811
notify the parties of its final decision by certified mail. If 812
the committee decides that the disputed expenditure or financial 813
transaction should be reported, the employer or legislative 814
agent shall include the matter in ~~an amended the statement and .~~ 815
The employer or legislative agent shall file the amended- 816
statement not later than ten days after the employer or agent 817
receives notice of the decision of the committee by certified 818
mail. 819

An employer or legislative agent who files a false 820
statement of expenditures or details of a financial transaction 821
is liable in a civil action to any public officer or employee 822
who sustains damage as a result of the filing or publication of 823
the statement. 824

Sec. 101.76. (A) Sections 101.72~~and~~, 101.73, and 101.741 825
of the Revised Code do not apply to efforts to actively advocate 826
by any of the following: 827

(1) Appearances before public hearings of the controlling 828
board or committees of the general assembly; 829

(2) News, editorial, and advertising statements published 830
in bona fide newspapers, journals, or magazines, or broadcast 831
over radio or television; 832

(3) The gathering and furnishing of information and news 833
by bona fide reporters, correspondents, or news bureaus to news 834
media described in division (A) (2) of this section; 835

(4) Publications primarily designed for and distributed to 836
members of bona fide associations or charitable or fraternal 837
nonprofit corporations. 838

(B) Sections 101.70 to 101.79 of the Revised Code do not 839
affect professional services in drafting bills or resolutions, 840
preparing arguments thereon, or in advising clients and 841
rendering opinions as to the construction and the effect of 842
proposed or pending legislation, if the services are not 843
otherwise connected with actions to actively advocate. 844

(C) Nothing in sections 101.70 to 101.79 of the Revised 845
Code shall require the reporting of, or prohibit a member of the 846
general assembly or the governor from soliciting or accepting, a 847
contribution from or expenditure by any person if the 848

contribution or expenditure is reported in accordance with 849
Chapter 3517. of the Revised Code. 850

Sec. 101.78. ~~(A)~~ (A) (1) The joint legislative ethics 851
committee shall keep on file the statements required by sections 852
101.72, 101.73, ~~and 101.74,~~ and 101.741 of the Revised Code. 853
Those statements are public records and open to public 854
inspection, and the joint committee shall ~~computerize~~ publish 855
~~them so that the information contained in and make them is~~ 856
~~readily accessible~~ available to the general public on its 857
official web site. The joint committee shall provide copies of 858
the statements to the general public upon request and may charge 859
a reasonable fee not to exceed the cost of copying and 860
delivering each statement. 861

(2) Beginning January 1, 2025, the information in 862
statements that are described in division (A) (1) of this section 863
and are published on the official web site of the joint 864
committee shall include a link to the official web site of the 865
office of the secretary of state that contains the information 866
in statements of contributions and expenditures and monthly 867
statements and statements of independent expenditures described 868
in division (B) (1) of section 3517.106 of the Revised Code that 869
is made available online through the internet under division (I) 870
of that section. 871

(B) The joint committee shall prescribe and make available 872
an appropriate form for filing the information required by 873
sections 101.72, 101.73, ~~and 101.74,~~ and 101.741 of the Revised 874
Code. The form shall contain the following notice in boldface 875
type: "ANY PERSON WHO KNOWINGLY FILES A FALSE STATEMENT IS 876
GUILTY OF FALSIFICATION UNDER SECTION 2921.13 OF THE REVISED 877
CODE, WHICH IS A MISDEMEANOR OF THE FIRST DEGREE." 878

(C) The joint committee shall publish a handbook that 879
explains in clear and concise language sections 101.70 to 101.79 880
and 101.99 of the Revised Code and make it available free of 881
charge to members of the general assembly, legislative agents, 882
employers, and any other interested persons. 883

(D) Not later than the last day of February and October of 884
each year, the joint committee shall compile from registration 885
statements filed with it a complete and updated list of 886
registered legislative agents and their employers ~~and distribute~~ 887
~~the list to each member of the general assembly, each member of~~ 888
~~the controlling board who is not a member of the general~~ 889
~~assembly, and the governor.~~ The joint committee shall provide 890
copies of the list to the general public upon request and may 891
charge a reasonable fee not to exceed the cost of copying and 892
delivering the list. 893

(E) The joint committee may adopt rules as necessary to 894
implement sections 101.70 to 101.79 of the Revised Code, and any 895
such rules it adopts shall be adopted in accordance with section 896
111.15 of the Revised Code. 897

Sec. 101.90. As used in sections 101.90 to 101.99 of the 898
Revised Code: 899

(A) "Person" and "compensation" have the same meanings as 900
in section 101.70 of the Revised Code. 901

(B) "Expenditure" means any of the following that is made 902
to, at the request of, for the benefit of, or on behalf of a 903
state retirement system, a member of the board of a state 904
retirement system, a state retirement system investment 905
official, or an employee of a state retirement system whose 906
position involves substantial and material exercise of 907

discretion in the investment of retirement system funds: 908

(1) A payment, distribution, loan, advance, deposit, 909
reimbursement, or gift of money, real estate, or anything of 910
value, including, but not limited to food and beverages and 911
entertainment; 912

(2) A contract, promise, or agreement to make an 913
expenditure, whether or not legally enforceable; 914

(3) The purchase, sale, or gift of services or any other 915
thing of value. "Expenditure" does not include a contribution, 916
gift, or grant to a foundation or other charitable organization 917
that is exempt from federal income taxation under subsection 918
501(c)(3) of the Internal Revenue Code. "Expenditure" does not 919
include the purchase, sale, or gift of services or any other 920
thing of value that is available to the general public on the 921
same terms as it is available to the persons listed in this 922
division, or an offer or sale of securities to any person listed 923
in this division that is governed by regulation D, 17 C.F.R. 924
~~2301.501~~ 230.501 to ~~2301.508~~ 230.508, adopted under the 925
authority of the "Securities Act of 1933," 48 Stat. 74, 15 926
U.S.C.A. and following, or that is governed by a comparable 927
provision under state law. 928

(C) "Employer" means any person who, directly or 929
indirectly, engages a retirement system lobbyist. 930

(D) "Engage" means to make any arrangement, and 931
"engagement" means arrangement, whereby an individual is 932
employed or retained for compensation to act for or on behalf of 933
an employer to influence retirement system decisions or to 934
conduct any retirement system lobbying activity. 935

(E) "Financial transaction" means a transaction or 936

activity that is conducted or undertaken for profit and arises 937
from the joint ownership or the ownership or part ownership in 938
common of any real or personal property or any commercial or 939
business enterprise of whatever form or nature between the 940
following: 941

(1) A retirement system lobbyist, the retirement system 942
lobbyist's employer, or a member of the immediate family of the 943
retirement system lobbyist or the retirement system lobbyist's 944
employer; and 945

(2) A state retirement system, a member of a board of a 946
state retirement system, a state retirement system investment 947
official, or an employee of a state retirement system whose 948
position involves substantial and material exercise of 949
discretion in the investment of retirement system funds. 950

"Financial transaction" does not include any transaction 951
or activity described in division (E) of this section if it is 952
available to the general public on the same terms, or if it is 953
an offer or sale of securities to any person listed in division 954
(E) (2) of this section that is governed by regulation D, 17 955
C.F.R. ~~2301.501~~ 230.501 to ~~2301.508~~ 230.508, adopted under the 956
authority of the "Securities Act of 1933," 48 Stat. 74, 15 957
U.S.C.A. and following, or that is governed by a comparable 958
provision under state law. 959

(F) "Retirement system" means the public employees 960
retirement system, Ohio police and fire pension fund, state 961
teachers retirement system, school employees retirement system, 962
and state highway patrol retirement system. 963

(G) "Retirement system decision" means a decision of a 964
retirement system regarding the investment of retirement system 965

funds. "Retirement system decision" includes the decision by a 966
board of a retirement system to award a contract to an agent or 967
an investment manager. 968

(H) "Retirement system lobbyist" means any person ~~engaged-~~ 969
~~to influence whose direct communication with retirement system~~ 970
~~officials or employees for the purpose of influencing retirement~~ 971
system decisions or ~~to conduct~~ conducting retirement system 972
lobbying activity ~~as one of the person's main purposes on a~~ 973
~~regular and substantial basis~~ constitutes at least twenty-five 974
per cent of the total performance time for which the person is 975
compensated by a specific employer. "Retirement system lobbyist" 976
does not include an elected or appointed officer or employee of 977
a federal or state agency, or political subdivision who attempts 978
to influence or affect executive agency decisions in a fiduciary 979
capacity as a representative of the officer's or employee's 980
agency or political subdivision. 981

(I) "Retirement system lobbying activity" means contacts 982
made to promote, oppose, reward, or otherwise influence the 983
outcome of a retirement system decision by direct communication 984
with a member of a board of a state retirement system, a state 985
retirement system investment official, or an employee of a state 986
retirement system whose position involves substantial and 987
material exercise of discretion in the investment of retirement 988
system funds. "Lobbying activity" does not include any of the 989
following: 990

(1) The action of any person having a direct interest in 991
retirement system decisions who, under Section 3 of Article I, 992
Ohio Constitution, assembles together with other persons to 993
consult for their common good, instructs a person listed in the 994
first paragraph of division (I) of this section, or petitions 995

such a person for the redress of grievances; 996

(2) Contacts made for the sole purpose of gathering 997
information contained in a public record; 998

(3) Appearances before a retirement system to give 999
testimony. 1000

(J) "Retirement system official" means an officer or 1001
employee of a retirement system whose principal duties are to 1002
formulate policy or to participate directly or indirectly in the 1003
preparation, review, or award of financial arrangements with a 1004
retirement system. 1005

(K) "Aggrieved party" means a party entitled to resort to 1006
a remedy. 1007

(L) "Staff" means an employee of a retirement system whose 1008
position involves substantial and material exercise of 1009
discretion in the investment of retirement system funds and who 1010
is required under section 102.02 of the Revised Code to file a 1011
disclosure statement with the Ohio ethics commission. 1012

Sec. 101.91. (A) No person shall knowingly fail to 1013
register as required under section 101.92 of the Revised Code. 1014

(B) No person shall knowingly fail to keep a receipt or 1015
maintain a record that section 101.93 of the Revised Code 1016
requires the person to keep or maintain. 1017

(C) No person shall knowingly fail to file a statement 1018
that section 101.93 ~~or,~~ 101.94, or 101.941 of the Revised Code 1019
requires the person to file. 1020

(D) No person shall knowingly file a false statement that 1021
section 101.93 ~~or,~~ 101.94, or 101.941 of the Revised Code 1022
requires the person to file. 1023

Sec. 101.92. (A) Each retirement system lobbyist and each 1024
employer shall file with the joint legislative ethics committee, 1025
within ten days following the engagement of a retirement system 1026
lobbyist, an initial registration statement showing all of the 1027
following: 1028

(1) The name, business address, and occupation of the 1029
retirement system lobbyist; 1030

(2) The name and business address of the employer or of 1031
the real party in interest on whose behalf the retirement system 1032
lobbyist is acting, if it is different from the employer. For 1033
the purposes of division (A) of this section, where a trade 1034
association or other charitable or fraternal organization that 1035
is exempt from federal income taxation under subsection 501(c) 1036
of the federal Internal Revenue Code is the employer, the 1037
statement need not list the names and addresses of every member 1038
of the association or organization, so long as the association 1039
or organization itself is listed. 1040

(3) A brief description of the retirement system decision 1041
to which the engagement relates; 1042

(4) The name of the retirement system or systems to which 1043
the engagement relates. 1044

(B) In addition to the initial registration statement 1045
required by division (A) of this section, each retirement system 1046
lobbyist and employer shall file with the joint committee, not 1047
later than the last day of January, May, and September of each 1048
year, an updated registration statement that ~~confirms~~ includes 1049
all of the following for the period covered by the updated 1050
statement: 1051

(1) Confirmation of the continuing existence of each 1052

engagement described in an initial registration statement~~and~~ 1053
~~that lists;~~ 1054

(2) A list of the specific retirement system decisions 1055
that the lobbyist sought to influence under the engagement 1056
during the period covered by the updated statement,~~and with it~~ 1057
~~any;~~ 1058

(3) Any statement of expenditures required to be filed by 1059
section 101.93 of the Revised Code~~and any;~~ 1060

(4) Any details of financial transactions required to be 1061
filed by section 101.94 of the Revised Code; 1062

(5) Any statement of retirement system lobbyist 1063
compensation required to be filed by section 101.941 of the 1064
Revised Code. 1065

(C) If a retirement system lobbyist is engaged by more 1066
than one employer, the lobbyist shall file a separate initial 1067
and updated registration statement for each engagement. If an 1068
employer engages more than one retirement system lobbyist, the 1069
employer need file only one updated registration statement under 1070
division (B) of this section, which shall contain the 1071
information required by division (B) of this section regarding 1072
all of the retirement system lobbyists engaged by the employer. 1073

(D) (1) A change in any information required by division 1074
(A) (1), (2), or (B) of this section shall be reflected in the 1075
next updated registration statement filed under division (B) of 1076
this section. 1077

(2) Within thirty days following the termination of an 1078
engagement, the retirement system lobbyist who was employed 1079
under the engagement shall send written notification of the 1080
termination to the joint committee. 1081

(E) A registration fee of twenty-five dollars shall be 1082
charged for filing an initial registration statement. All money 1083
collected from registration fees under this division and late 1084
filing fees under division (G) of this section shall be 1085
deposited into the state treasury to the credit of the joint 1086
legislative ethics committee fund created under section 101.34 1087
of the Revised Code. 1088

(F) Upon registration pursuant to this section, a 1089
retirement system lobbyist shall be issued a card by the joint 1090
committee showing that the lobbyist is registered. The 1091
registration card and the retirement system lobbyist's 1092
registration shall be valid from the date of their issuance 1093
until the next thirty-first day of ~~January-December of the an~~ 1094
~~even-numbered year following the year in which the initial~~ 1095
~~registration was filed.~~ 1096

(G) The executive director of the joint committee shall be 1097
responsible for reviewing each registration statement filed with 1098
the joint committee under this section and for determining 1099
whether the statement contains all of the required information. 1100
If the joint committee determines that the registration 1101
statement does not contain all of the required information or 1102
that a retirement system lobbyist or employer has failed to file 1103
a registration statement, the joint committee shall send written 1104
notification by certified mail to the person who filed the 1105
registration statement regarding the deficiency in the statement 1106
or to the person who failed to file the registration statement 1107
regarding the failure. Any person so notified by the joint 1108
committee shall, not later than fifteen days after receiving the 1109
notice, file a registration statement or an amended registration 1110
statement that contains all of the required information. If any 1111
person who receives a notice under this division fails to file a 1112

registration statement or such an amended registration statement 1113
within this fifteen-day period, the joint committee shall assess 1114
a late filing fee equal to twelve dollars and fifty cents per 1115
day, up to a maximum fee of one hundred dollars, upon that 1116
person. The joint committee may waive the late filing fee for 1117
good cause shown. 1118

(H) On or before the fifteenth day of March of each year, 1119
the joint committee shall, in the manner and form that it 1120
determines, publish a report containing statistical information 1121
on the registration statements filed with it under this section 1122
during the preceding year. 1123

(I) If an employer who engages a retirement system 1124
lobbyist is the recipient of a contract, grant, lease, or other 1125
financial arrangement pursuant to which funds of the state or of 1126
a retirement system are distributed or allocated, the retirement 1127
system may consider the failure of the employer or the 1128
retirement system lobbyist to comply with this section as a 1129
breach of a material condition of the contract, grant, lease, or 1130
other financial arrangement. 1131

(J) Retirement system officials may require certification 1132
from any person seeking the award of a contract, grant, lease, 1133
or financial arrangement that the person and the person's 1134
employer are in compliance with this section. 1135

Sec. 101.93. (A) Each retirement system lobbyist and each 1136
employer shall file with the joint legislative ethics committee, 1137
with the updated registration statement required by division (B) 1138
of section 101.92 of the Revised Code, a statement of 1139
expenditures as specified in divisions (B) and (C) of this 1140
section. A retirement system lobbyist shall file a separate 1141
statement of expenditures under this section for each employer 1142

that engages the retirement system lobbyist. 1143

(B) (1) In addition to the information required by 1144
divisions (B) (2) and (3) of this section, a statement filed by a 1145
retirement system lobbyist shall show the total amount of 1146
expenditures made during the reporting period covered by the 1147
statement by the retirement system lobbyist. 1148

(2) If, during a reporting period covered by a statement, 1149
an employer or any retirement system lobbyist the employer 1150
engaged made, either separately or in combination with each 1151
other, expenditures to, at the request of, for the benefit of, 1152
or on behalf of a member of a board of a state retirement 1153
system, a state retirement system investment official, or an 1154
employee of a state retirement system whose position involves 1155
substantial and material exercise of discretion in the 1156
investment of retirement system funds the employer or retirement 1157
system lobbyist also shall state the name of the member, 1158
official, or employee to whom, at whose request, for whose 1159
benefit, or on whose behalf the expenditures were made, the 1160
total amount of the expenditures made, a brief description of 1161
the expenditures made, the approximate date the expenditures 1162
were made, the retirement system decision, if any, sought to be 1163
influenced, and the identity of the client on whose behalf the 1164
expenditure was made. 1165

As used in division (B) (2) of this section, "expenditures" 1166
does not include expenditures made by a retirement system 1167
lobbyist as payment for meals and other food and beverages. 1168

(3) If, during a reporting period covered by a statement, 1169
a retirement system lobbyist made expenditures as payment for 1170
meals and other food and beverages, that, when added to the 1171
amount of previous payments made for meals and other food and 1172

beverages by that retirement system lobbyist during that same 1173
calendar year, exceeded a total of fifty dollars to, at the 1174
request of, for the benefit of, or on behalf of a member of a 1175
board of a state retirement system, a state retirement system 1176
investment official, or an employee of a state retirement system 1177
whose position involves substantial and material exercise of 1178
discretion in the investment of retirement system funds, the 1179
retirement system lobbyist shall also state regarding those 1180
expenditures the name of the member, official, or employee to 1181
whom, at whose request, for whose benefit, or on whose behalf 1182
the expenditures were made, the total amount of the expenditures 1183
made, a brief description of the expenditures made, the 1184
approximate date the expenditures were made, the retirement 1185
system decision, if any, sought to be influenced, and the 1186
identity of the client on whose behalf the expenditure was made. 1187

(C) In addition to the information required by divisions 1188
(B) (2) and (3) of this section, a statement ~~filed by an employer~~ 1189
shall show the total amount of expenditures made by the employer 1190
or retirement system lobbyist filing the statement during the 1191
period covered by the statement. As used in this section, 1192
~~"expenditures" does not include the expenses of maintaining~~ 1193
~~office facilities, or the compensation paid to retirement system~~ 1194
~~lobbyists engaged to influence retirement system decisions or~~ 1195
~~conduct retirement system lobbying activity.~~
A statement filed by 1196
a retirement system lobbyist shall show all retirement system 1197
decisions the retirement system lobbyist has been engaged to 1198
influence on behalf of the employer during the period covered by 1199
the statement. A statement filed by an employer shall show all 1200
retirement system decisions the employer has engaged the 1201
retirement system lobbyist to influence during the period 1202
covered by the statement. 1203

No employer shall be required to show any expenditure or 1204
retirement system decision on a statement filed under this 1205
division if the expenditure or retirement system decision is 1206
reported on a statement filed under division (B) (1), (2), or (3) 1207
of this section by a retirement system lobbyist engaged by the 1208
employer. No retirement system lobbyist shall be required to 1209
show any expenditure on a statement filed under this division if 1210
the expenditure is reported on a statement filed under division 1211
(B) (1), (2), or (3) of this section by the retirement system 1212
lobbyist's employer. 1213

(D) Any statement required to be filed under this section 1214
shall be filed at the times specified in section 101.92 of the 1215
Revised Code. Each statement shall cover expenditures made 1216
during the four-calendar-month period that ended on the last day 1217
of the month immediately preceding the month in which the 1218
statement is required to be filed. 1219

(E) If it is impractical or impossible for a retirement 1220
system lobbyist or employer to determine exact dollar amounts or 1221
values of expenditures, reporting of good faith estimates, based 1222
on reasonable accounting procedures, constitutes compliance with 1223
this division. 1224

(F) Retirement system lobbyists and employers shall retain 1225
receipts or maintain records for all expenditures that are 1226
required to be reported pursuant to this section. These receipts 1227
or records shall be maintained for a period ending on the 1228
thirty-first day of December of the second calendar year after 1229
the year in which the expenditure was made. 1230

(G) (1) At least ten days before the date on which the 1231
statement is filed, each employer or retirement system lobbyist 1232
who is required to file an expenditure statement under division 1233

(B) (2) or (3) of this section shall deliver a copy of the 1234
statement, or the portion showing the expenditure, to the 1235
member, official, or employee who is listed in the statement as 1236
having received the expenditure or on whose behalf it was made. 1237

(2) If, during a reporting period covered by an 1238
expenditure statement filed under division (B) (2) of this 1239
section, an employer or any retirement system lobbyist the 1240
employer engaged made, either separately or in combination with 1241
each other, either directly or indirectly, expenditures for food 1242
and beverages purchased for consumption on the premises in which 1243
the food and beverages were sold to, at the request of, for the 1244
benefit of, or on behalf of any of the members, officials, or 1245
employees described in division (B) (2) of this section, the 1246
employer or retirement system lobbyist shall deliver to the 1247
member, official, or employee a statement that contains all of 1248
the nondisputed information prescribed in division (B) (2) of 1249
this section with respect to the expenditures described in 1250
division (G) (2) of this section. The statement of expenditures 1251
made under division (G) (2) of this section shall be delivered to 1252
the member, official, or employee to whom, at whose request, for 1253
whose benefit, or on whose behalf those expenditures were made 1254
on the same day in which a copy of the expenditure statement or 1255
of a portion showing the expenditure is delivered to the member, 1256
official, or employee under division (G) (1) of this section. An 1257
employer is not required to show any expenditure on a statement 1258
delivered under division (G) (2) of this section if the 1259
expenditure is shown on a statement delivered under division (G) 1260
(2) of this section by a retirement system lobbyist engaged by 1261
the employer. A retirement system lobbyist is not required to 1262
show any expenditure on a statement delivered under division (G) 1263
(2) of this section if the expenditure is shown on a statement 1264

delivered under division (G) (2) of this section by the 1265
retirement system lobbyist's employer. 1266

(H) As used in this section, "expenditure" does not 1267
include the expenses of maintaining office facilities or the 1268
compensation paid to retirement system lobbyists engaged to 1269
influence retirement system decisions or to conduct retirement 1270
system lobbying activity. 1271

Sec. 101.941. (A) As used in this section: 1272

(1) "Lobbying firm" means a group of two or more 1273
retirement system lobbyists that is engaged by an employer to 1274
act as retirement system lobbyists on behalf of the employer. 1275

(2) "In-house retirement system lobbyist" means a 1276
retirement system lobbyist who acts as a retirement system 1277
lobbyist for only one employer and who is not part of a lobbying 1278
firm. 1279

(B) (1) An employer shall include with each updated 1280
registration statement a statement of retirement system lobbyist 1281
compensation. The statement of retirement system lobbyist 1282
compensation shall include the total amount the employer paid to 1283
all retirement system lobbyists during the period covered by the 1284
statement as compensation for acting as such on behalf of the 1285
employer and as reimbursement for expenses incurred while acting 1286
as such on behalf of the employer. 1287

(2) If the employer employs an in-house retirement system 1288
lobbyist who does not act as such for the entire performance 1289
time for which the employer compensates the in-house retirement 1290
system lobbyist, the employer shall calculate the in-house 1291
retirement system lobbyist's compensation, for purposes of 1292
reporting under division (B) (1) of this section, by multiplying 1293

the in-house retirement system lobbyist's total compensation by 1294
the percentage of the in-house retirement system lobbyist's 1295
total performance time during which the in-house retirement 1296
system lobbyist acts as such on behalf of the employer. 1297

(C) (1) Except as otherwise provided in division (C) of 1298
this section, a retirement system lobbyist shall include with 1299
each updated registration statement a statement of retirement 1300
system lobbyist compensation. The statement of retirement system 1301
lobbyist compensation shall include the total amount the 1302
retirement system lobbyist received from the employer during the 1303
period covered by the statement as compensation for acting as 1304
such on behalf of the employer and as reimbursement for expenses 1305
incurred while acting as such on behalf of the employer. 1306

(2) (a) A lobbying firm shall submit a joint statement of 1307
retirement system lobbyist compensation on behalf of all 1308
retirement system lobbyists the lobbying firm compensated for 1309
acting as such on behalf of an employer. The joint statement 1310
shall include the total amount the lobbying firm received from 1311
the employer during the period covered by the statement and the 1312
name of each member of the lobbying firm who acted as a 1313
retirement system lobbyist on behalf of the employer during that 1314
period. A retirement system lobbyist who is a member of a 1315
lobbying firm is not required to submit a separate statement of 1316
retirement system lobbyist compensation with respect to any 1317
amounts included in the joint statement. 1318

(b) If a lobbying firm fails to submit a joint statement 1319
of retirement system lobbyist compensation, each retirement 1320
system lobbyist who is a member of the lobbying firm shall 1321
submit a statement of retirement system lobbyist compensation 1322
that includes the total amount the retirement system lobbyist or 1323

the lobbying firm received from the employer during the period 1324
covered by the statement, including compensation and 1325
reimbursement for expenses. 1326

(3) An in-house retirement system lobbyist is not required 1327
to submit a statement of retirement system lobbyist compensation 1328
if the in-house retirement system lobbyist's employer submits a 1329
properly completed statement under division (B) of this section 1330
for that period. 1331

Sec. 101.95. If a dispute arises between a member of a 1332
board of a state retirement system, a state retirement system 1333
investment official, or an employee of a state retirement system 1334
whose position involves substantial and material exercise of 1335
discretion in the investment of retirement system funds and an 1336
employer or retirement system lobbyist with respect to an 1337
expenditure or financial transaction alleged in a statement to 1338
be filed under section 101.93 or 101.94 of the Revised Code, the 1339
member, official, or employee, employer, or retirement system 1340
lobbyist may file a complaint with the Ohio ethics commission. 1341
The commission shall proceed to investigate the complaint as 1342
though it were filed under section 102.06 of the Revised Code. 1343

The complaint shall be filed at least three days prior to 1344
the time the statement is required to be filed with the joint 1345
legislative ethics committee. The time for filing a ~~disputed~~ 1346
~~expenditure or financial transaction in any~~ statement of 1347
expenditures or the details of a financial transaction that 1348
contains a disputed expenditure or financial transaction shall 1349
be extended pending the final decision of the commission. ~~This~~ 1350
~~extension does not extend the time for filing the nondisputed~~ 1351
~~portions of either type of statement.~~ The commission shall 1352
notify the parties of its final decision by certified mail. If 1353

the commission decides that the disputed expenditure or 1354
financial transaction should be reported, the employer or 1355
retirement system lobbyist shall include the matter in ~~an~~ 1356
~~amended~~ the statement and. The employer or retirement system 1357
lobbyist shall file the ~~amended~~ statement not later than ten 1358
days after receiving notice of the decision of the commission by 1359
certified mail. 1360

An employer or retirement system lobbyist who files a 1361
false statement of expenditures or details of a financial 1362
transaction is liable in a civil action to any member, official, 1363
or employee who sustains damage as a result of the filing or 1364
publication of the statement. 1365

Sec. 101.96. (A) Sections 101.92 and , 101.93, and 101.941 1366
of the Revised Code do not apply to efforts to influence 1367
retirement system decisions or conduct retirement system 1368
lobbying activity by any of the following: 1369

(1) Appearances at public hearings of a retirement system 1370
or at other public meetings; 1371

(2) News, editorial, and advertising statements published 1372
in bona fide newspapers, journals, or magazines, or broadcast 1373
over radio or television; 1374

(3) The gathering and furnishing of information and news 1375
by bona fide reporters, correspondents, or news bureaus to news 1376
media described in division (A) (2) of this section; 1377

(4) Publications primarily designed for and distributed to 1378
members of bona fide associations or charitable or fraternal 1379
nonprofit corporations. 1380

(B) Nothing in sections 101.90 to 101.98 of the Revised 1381
Code requires the reporting of, or prohibits a retirement system 1382

board member from soliciting or accepting, a contribution from 1383
or an expenditure by any person if the contribution or 1384
expenditure is reported in accordance with Chapter 3517. of the 1385
Revised Code. 1386

Sec. 101.98. ~~(A)(A)(1)~~ The joint legislative ethics 1387
committee shall keep on file the statements required by sections 1388
101.92, 101.93, ~~and 101.94, and 101.941~~ of the Revised Code. 1389
These statements are public records and open to public 1390
inspection, and the joint committee shall ~~computerize~~ publish 1391
~~them so that the information contained in and make them is~~ 1392
~~readily accessible~~ available to the general public on its 1393
official web site. The joint committee shall provide copies of 1394
the statements to the general public on request and may charge a 1395
reasonable fee not to exceed the cost of copying and delivering 1396
the statement. 1397

(2) Beginning January 1, 2025, the information in 1398
statements that are described in division (A)(1) of this section 1399
and are published on the official web site of the joint 1400
committee shall include a link to the official web site of the 1401
office of the secretary of state that contains the information 1402
in statements of contributions and expenditures and monthly 1403
statements and statements of independent expenditures described 1404
in division (B)(1) of section 3517.106 of the Revised Code that 1405
is made available online through the internet under division (I) 1406
of that section. 1407

(B) Not later than the last day of February and October of 1408
each year, the joint committee shall compile from the 1409
registration statements filed with it a complete and updated 1410
list of registered retirement system lobbyists and their 1411
employers, ~~and distribute the list to each member of the general~~ 1412

~~assembly, elected executive official, and the director of each~~ 1413
~~retirement system, who shall distribute the list to the~~ 1414
~~appropriate personnel under the director's jurisdiction.~~ The 1415
joint committee shall provide copies of the list to the general 1416
public on request and may charge a reasonable fee not to exceed 1417
the cost of copying and delivering the list. 1418

(C) The joint committee shall prescribe and make available 1419
an appropriate form for the filings required by sections 101.92, 1420
101.93, ~~and 101.94,~~ and 101.941 of the Revised Code. The form 1421
shall contain the following notice in boldface type: "ANY PERSON 1422
WHO KNOWINGLY FILES A FALSE STATEMENT IS GUILTY OF FALSIFICATION 1423
UNDER SECTION 2921.13 OF THE REVISED CODE, WHICH IS A 1424
MISDEMEANOR OF THE FIRST DEGREE." 1425

(D) The joint committee may adopt rules as necessary to 1426
implement sections 101.90 to 101.98 of the Revised Code. The 1427
rules shall be adopted in accordance with section 111.15 of the 1428
Revised Code. 1429

(E) The joint committee shall publish a handbook that 1430
explains in clear and concise language the provisions of 1431
sections 101.90 to 101.98 of the Revised Code and make it 1432
available free of charge to retirement system lobbyists, 1433
employers, and any other interested persons. 1434

Sec. 102.01. As used in this chapter: 1435

(A) "Compensation" means money, thing of value, or 1436
financial benefit. "Compensation" does not include reimbursement 1437
for actual and necessary expenses incurred in the performance of 1438
official duties. 1439

(B) "Public official or employee" means any person who is 1440
elected or appointed to an office or is an employee of any 1441

public agency. "Public official or employee" does not include a 1442
person elected or appointed to the office of precinct, ward, or 1443
district committee member under section 3517.03 of the Revised 1444
Code, any presidential elector, or any delegate to a national 1445
convention. "Public official or employee" does not include a 1446
person who is a teacher, instructor, professor, or other kind of 1447
educator whose position does not involve the performance of, or 1448
authority to perform, administrative or supervisory functions. 1449

(C) (1) "Public agency" means the general assembly, all 1450
courts, any department, division, institution, board, 1451
commission, authority, bureau or other instrumentality of the 1452
state, a county, city, village, or township, the five state 1453
retirement systems, or any other governmental entity. 1454

(2) Notwithstanding any contrary provision of division (C) 1455
(3) (a) of this section, "public agency" includes a regional 1456
council of governments established under Chapter 167. of the 1457
Revised Code. 1458

(3) "Public agency" does not include either of the 1459
following: 1460

(a) A department, division, institution, board, 1461
commission, authority, or other instrumentality of the state or 1462
a county, municipal corporation, township, or other governmental 1463
entity that functions exclusively for cultural, educational, 1464
historical, humanitarian, advisory, or research purposes; that 1465
does not expend more than ten thousand dollars per calendar 1466
year, excluding salaries and wages of employees; and whose 1467
members are uncompensated; 1468

(b) The nonprofit corporation formed under section 187.01 1469
of the Revised Code. 1470

(D) "Immediate family" means a spouse residing in the 1471
person's household and any dependent child. 1472

(E) "Income" includes gross income as defined and used in 1473
the "Internal Revenue Code of 1986," 100 Stat. 2085, 26 U.S.C. 1474
1, as amended, interest and dividends on obligations or 1475
securities of any state or of any political subdivision or 1476
authority of any state or political subdivision, and interest or 1477
dividends on obligations of any authority, commission, or 1478
instrumentality of the United States. 1479

(F) Except as otherwise provided in division (A) of 1480
section 102.08 of the Revised Code, "appropriate ethics 1481
commission" means: 1482

(1) For matters relating to members of the general 1483
assembly, employees of the general assembly, employees of the 1484
legislative service commission, and candidates for the office of 1485
member of the general assembly, the joint legislative ethics 1486
committee; 1487

(2) For matters relating to judicial officers and 1488
employees, and candidates for judicial office, the board of 1489
~~commissioners on grievances and discipline~~ professional conduct 1490
of the supreme court; 1491

(3) For matters relating to all other persons, the Ohio 1492
ethics commission. 1493

(G) "Anything of value" has the same meaning as provided 1494
in section 1.03 of the Revised Code and includes, but is not 1495
limited to, a contribution as defined in section 3517.01 of the 1496
Revised Code. 1497

(H) "Honorarium" means any payment made in consideration 1498
for any speech given, article published, or attendance at any 1499

public or private conference, convention, meeting, social event, 1500
meal, or similar gathering. "Honorarium" does not include 1501
ceremonial gifts or awards that have insignificant monetary 1502
value; unsolicited gifts of nominal value or trivial items of 1503
informational value; or earned income from any person, other 1504
than a legislative agent, for personal services that are 1505
customarily provided in connection with the practice of a bona 1506
fide business, if that business initially began before the 1507
public official or employee conducting that business was elected 1508
or appointed to the public official's or employee's office or 1509
position of employment. 1510

(I) "Employer" means any person who, directly or 1511
indirectly, engages an executive agency lobbyist or legislative 1512
agent. 1513

(J) "Executive agency decision," "executive agency 1514
lobbyist," and "executive agency lobbying activity" have the 1515
same meanings as in section 121.60 of the Revised Code. 1516

(K) "Legislation," "legislative agent," "financial 1517
transaction," and "actively advocate" have the same meanings as 1518
in section 101.70 of the Revised Code. 1519

~~(L) "Expenditure" has the same meaning as in section 1520
101.70 of the Revised Code when used in relation to activities 1521
of a legislative agent, and the same meaning as in section 1522
121.60 of the Revised Code when used in relation to activities 1523
of an executive agency lobbyist. 1524~~

Sec. 102.02. ~~(A)(1)~~ (A) Except as otherwise provided in 1525
division ~~(H)~~ (K) of this section, all of the following shall 1526
file with the appropriate ethics commission the disclosure 1527
statement described in this division on a form prescribed by the 1528

appropriate commission: ~~every~~ 1529

(1) Every person who is elected to or is a candidate for a 1530
state, county, or city office and every person who is appointed 1531
to fill a vacancy for an unexpired term in such an elective 1532
office; ~~all~~ 1533

(2) All members of the state board of education; ~~the~~ 1534

(3) The director, assistant directors, deputy directors, 1535
division chiefs, or persons of equivalent rank of any 1536
administrative department of the state; ~~the~~ 1537

(4) The president or other chief administrative officer of 1538
every state institution of higher education as defined in 1539
section 3345.011 of the Revised Code; ~~the~~ 1540

(5) The executive director and the members of the capitol 1541
square review and advisory board appointed or employed pursuant 1542
to section 105.41 of the Revised Code; ~~all~~ 1543

(6) All members of the Ohio casino control commission, the 1544
executive director of the commission, all professional employees 1545
of the commission, and all technical employees of the commission 1546
who perform an internal audit function; ~~the~~ 1547

(7) The individuals set forth in division (B) (2) of 1548
section 187.03 of the Revised Code; ~~the~~ 1549

(8) The chief executive officer and the members of the 1550
board of each state retirement system, and each employee of a 1551
state retirement board who is a state retirement system 1552
investment officer licensed pursuant to section 1707.163 of the 1553
Revised Code; ~~the~~ 1554

(9) The members of the Ohio retirement study council 1555
appointed pursuant to division (C) of section 171.01 of the 1556

Revised Code~~+~~ and employees of the Ohio retirement study 1557
council, other than employees who perform purely administrative 1558
or clerical functions; ~~the~~ 1559

(10) The administrator of workers' compensation and each 1560
member of the bureau of workers' compensation board of 1561
directors~~+~~, the bureau of workers' compensation director of 1562
investments~~+~~, and the chief investment officer of the bureau of 1563
workers' compensation; ~~all~~ 1564

(11) All members of the board of ~~commissioners on~~ 1565
~~grievances and discipline professional conduct~~ of the supreme 1566
court and the ethics commission created under section 102.05 of 1567
the Revised Code; ~~every~~ 1568

(12) Every business manager, treasurer, or superintendent 1569
of a city, local, exempted village, joint vocational, or 1570
cooperative education school district or an educational service 1571
center; ~~every~~ 1572

(13) Every person who is elected to or is a candidate for 1573
the office of member of a board of education of a city, local, 1574
exempted village, joint vocational, or cooperative education 1575
school district or of a governing board of an educational 1576
service center that has a total student count of twelve thousand 1577
or more as most recently determined by the department of 1578
education pursuant to section 3317.03 of the Revised Code; ~~every~~ 1579

(14) Every person who is appointed to the board of 1580
education of a municipal school district pursuant to division 1581
(B) or (F) of section 3311.71 of the Revised Code; ~~all~~ 1582

(15) All members of the board of directors of a sanitary 1583
district that is established under Chapter 6115. of the Revised 1584
Code and organized wholly for the purpose of providing a water 1585

supply for domestic, municipal, and public use, and that 1586
includes two municipal corporations in two counties; ~~every~~ 1587

(16) Every public official or employee who is paid a 1588
salary or wage in accordance with schedule C of section 124.15 1589
or schedule E-2 of section 124.152 of the Revised Code; ~~all~~ 1590

(17) All members appointed to the Ohio livestock care 1591
standards board under section 904.02 of the Revised Code; ~~all~~ 1592

(18) All entrepreneurs in residence assigned by the 1593
LeanOhio office in the department of administrative services 1594
under section 125.65 of the Revised Code ~~and every~~; 1595

(19) All members of the clean Ohio council created under 1596
section 122.651 of the Revised Code; 1597

(20) All members of the state audit committee created 1598
under section 126.46 of the Revised Code; 1599

(21) All members of the third frontier commission created 1600
under section 184.01 of the Revised Code and all members of the 1601
third frontier advisory board created under section 184.03 of 1602
the Revised Code; 1603

(22) All of the individuals described in division (A) (2) 1604
of section 2301.55 of the Revised Code, in accordance with that 1605
section; 1606

(23) Every other public official or employee who is 1607
designated by the appropriate ethics commission pursuant to 1608
division ~~(B)~~ (D) of this section. 1609

~~(2)~~ (B) The disclosure statement shall include all of the 1610
following: 1611

~~(a)~~ (1) (a) The name of the person filing the statement, the 1612

filer's spouse, and each member dependent child of the person's- 1613
immediate family filer who is eighteen years of age or older and 1614
all who resides in the filer's household; 1615

(b) All names under which the person filer, the filer's 1616
spouse, or members of the person's immediate family do the 1617
filer's dependent child who is eighteen years of age or older 1618
and who resides in the filer's household do business; 1619

~~(b) (i) Subject to divisions (A) (2) (b) (ii) and (iii) of~~ 1620
~~this section and except (2) (a) Except as otherwise provided in~~ 1621
~~division (B) (2) of this section and in section 102.022 of the~~ 1622
~~Revised Code, identification of all of the following concerning~~ 1623
~~every source of income, other than income from a legislative~~ 1624
~~agent identified in division (A) (2) (b) (ii) of this section, the~~ 1625
~~filer received during the preceding calendar year, in the~~ 1626
~~person's filer's own name or by any other person for the~~ 1627
~~person's filer's use or benefit, by the person filing the~~ 1628
~~statement, and a:~~ 1629

(i) Identification of the source of the income. Except as 1630
otherwise provided in division (B) (2) (a) (v) of this section, a 1631
filer who derives income from a business or profession is not 1632
required to disclose the individual items of income that 1633
constitute the gross income of that business or profession. If 1634
the income is rental income from residential property the filer 1635
owns, the statement may identify the source of the income by 1636
providing the address of the property, the name of the tenant, 1637
or both. 1638

(ii) A brief description of the nature of the services for 1639
which the income was received. If or, if the income is from a 1640
business, the nature of the business; 1641

(iii) If the ~~person filing the statement~~ filer is a member 1642
of the general assembly, ~~the statement shall identify~~ the amount 1643
of every source of income received in accordance with the 1644
following ranges of amounts: zero or more, but less than one 1645
thousand dollars; one thousand dollars or more, but less than 1646
ten thousand dollars; ten thousand dollars or more, but less 1647
than twenty-five thousand dollars; twenty-five thousand dollars 1648
or more, but less than fifty thousand dollars; fifty thousand 1649
dollars or more, but less than one hundred thousand dollars; ~~and~~ 1650
one hundred thousand dollars or more, but less than two hundred 1651
fifty thousand dollars; and two hundred fifty thousand dollars 1652
or more. ~~Division (A) (2) (b) (i) of this section shall not be~~ 1653
~~construed to require a person filing the statement who derives~~ 1654
~~income from a business or profession to disclose the individual~~ 1655
~~items of income that constitute the gross income of that~~ 1656
~~business or profession, except for those individual items of~~ 1657
~~income that are attributable to the person's or, if the income~~ 1658
~~is shared with the person, the partner's, solicitation of~~ 1659
~~services or goods or performance, arrangement, or facilitation~~ 1660
~~of services or provision of goods on behalf of the business or~~ 1661
~~profession of clients, including corporate clients, who are~~ 1662
~~legislative agents. A person who files the statement under this~~ 1663
~~section shall disclose~~ 1664

(iv) A separate disclosure of the identity of and the 1665
amount of income received from a person who the ~~public official~~ 1666
~~or employee~~ filer knows or has reason to know is doing or 1667
seeking to do business of any kind with the ~~public official's or~~ 1668
~~employee's~~ filer's agency. 1669

~~(ii);~~ 1670

(v) If the ~~person filing the statement~~ filer is a member 1671

of the general assembly, ~~the statement shall identify a separate~~ 1672
disclosure of every source of income and the amount of that 1673
income ~~that was the filer~~ received from a legislative agent 1674
during the preceding calendar year, in the ~~person's~~ filer's own 1675
name or by any other person for the ~~person's~~ filer's use or 1676
benefit, ~~by the person filing the statement,~~ and a brief 1677
description of the nature of the services for which the income 1678
was received or, if the income is from a business, the nature of 1679
the business. ~~Division (A) (2) (b) (ii) of this section~~ This 1680
division requires the disclosure of clients of attorneys or 1681
persons licensed under section 4732.12 of the Revised Code, or 1682
patients of persons licensed under section 4731.14 of the 1683
Revised Code, if those clients or patients are legislative 1684
agents. ~~Division (A) (2) (b) (ii) of this section requires a person~~ 1685
~~filing the statement who derives income from a business or~~ 1686
~~profession to disclose,~~ and requires the disclosure of those 1687
individual items of income that constitute the gross income of 1688
~~that the filer's~~ business or profession that are received from 1689
legislative agents. 1690

~~(iii)~~ (vi) If the filer is the governor, lieutenant 1691
governor, attorney general, auditor of state, treasurer of 1692
state, or secretary of state or the chief justice or a justice 1693
of the supreme court, and the filer receives compensation or 1694
other payment for serving on the board of directors of a 1695
corporation as described in section 102.10 of the Revised Code, 1696
a separate disclosure of the name of the corporation, the amount 1697
of compensation or other payment the filer received for that 1698
service during the preceding calendar year, the date the filer 1699
began serving on the board, the nature of the filer's ownership 1700
interest in the corporation, if any, and the date the filer 1701
acquired that ownership interest. 1702

(b) Division (B) (2) (a) of this section does not require a 1703
filer to disclose income derived by and received in the name of 1704
the filer's spouse that is not clearly designated for the use 1705
and benefit of the filer. 1706

(c) Except as otherwise provided in division ~~(A) (2) (b)~~ 1707
~~(iii)~~ (B) (2) (a) (v) of this section, division ~~(A) (2) (b) (i)~~ (B) (2) 1708
(a) of this section ~~applies to~~ does not require either of the 1709
following from filers who are attorneys, physicians, ~~and or~~ 1710
other persons who engage in the practice of a profession and 1711
who, pursuant to a section of the Revised Code, the common law 1712
of this state, a code of ethics applicable to the profession, or 1713
otherwise, generally are required not to reveal, disclose, or 1714
use confidences of clients, patients, or other recipients of 1715
professional services except under specified circumstances or 1716
generally are required to maintain those types of confidences as 1717
privileged communications except under specified circumstances. 1718
~~Division (A) (2) (b) (i) of this section does not require an~~ 1719
~~attorney, physician, or other professional subject to a~~ 1720
~~confidentiality requirement as described in division (A) (2) (b)~~ 1721
~~(iii) of this section to disclose.~~ 1722

(i) Disclosure of the name, other identity, or address of 1723
a client, patient, or other recipient of professional services 1724
if the disclosure would threaten the client, patient, or other 1725
recipient of professional services, would reveal details of the 1726
subject matter for which legal, medical, or professional advice 1727
or other services were sought, or would reveal an otherwise 1728
privileged communication involving the client, patient, or other 1729
recipient of professional services. ~~Division (A) (2) (b) (i) of~~ 1730
~~this section does not require an attorney, physician, or other~~ 1731
~~professional subject to a confidentiality requirement as~~ 1732
~~described in division (A) (2) (b) (iii) of this section to disclose~~ 1733

~~in the brief description of the nature of services required by~~ 1734
~~division (A) (2) (b) (i) of this section;~~ 1735

(ii) Disclosure of any information pertaining to specific 1736
professional services rendered for a client, patient, or other 1737
recipient of professional services that would reveal details of 1738
the subject matter for which legal, medical, or professional 1739
advice was sought or would reveal an otherwise privileged 1740
communication involving the client, patient, or other recipient 1741
of professional services. 1742

~~(e) (3)~~ The name of every corporation on file with the 1743
secretary of state that is incorporated in this state or holds a 1744
certificate of compliance authorizing it to do business in this 1745
state, trust, business trust, partnership, or association that 1746
transacts business in this state in which the ~~person filing the~~ 1747
~~statement filer~~ or any other person for the ~~person's filer's~~ use 1748
and benefit had during the preceding calendar year an investment 1749
of over one thousand dollars at fair market value as of the 1750
thirty-first day of December of the preceding calendar year, or 1751
the date of disposition, whichever is earlier, or in which the 1752
~~person filer~~ holds any office or has a fiduciary relationship, 1753
and a description of the nature of the investment, office, or 1754
relationship. ~~Division (A) (2) (c) of this section~~ This division 1755
does not require disclosure of the name of any bank, savings and 1756
loan association, credit union, or building and loan association 1757
with which the person filing the statement has a deposit or a 1758
withdrawable share account. 1759

~~(d) (4)~~ All fee simple and leasehold interests to which 1760
the ~~person filing the statement filer~~ holds legal title ~~to~~ or a 1761
beneficial interest in real property located within the state, 1762
excluding the ~~person's filer's~~ residence and property used 1763

primarily for personal recreation; 1764

~~(e) (5)~~ The names of all persons residing or transacting 1765
business in the state to whom the ~~person filing the statement~~ 1766
~~owes~~ filer owed during the preceding calendar year, in the 1767
~~person's~~ filer's own name or in the name of any other person, 1768
more than one thousand dollars, if the debt was not paid in full 1769
within sixty days after the debt was incurred. ~~Division (A) (2)~~ 1770
~~(e) of this section~~ This division shall not be construed to 1771
require the disclosure of debts owed by the ~~person~~ filer 1772
resulting from the ordinary conduct of a business or profession 1773
or debts on the ~~person's~~ filer's residence or real property used 1774
primarily for personal recreation, except that the 1775
superintendent of financial institutions and any deputy 1776
superintendent of banks shall disclose the names of all state- 1777
chartered banks and all bank subsidiary corporations subject to 1778
regulation under section 1109.44 of the Revised Code to whom the 1779
superintendent or deputy superintendent owes any money. 1780

~~(f) (6)~~ The names of all persons residing or transacting 1781
business in the state, other than a ~~depository excluded under~~ 1782
~~division (A) (2) (e) of this section~~ bank, savings and loan 1783
association, credit union, or building and loan association with 1784
which the filer has a deposit or a withdrawable share account, 1785
who ~~owe~~ owed during the preceding calendar year more than one 1786
thousand dollars to the ~~person filing the statement~~ filer, 1787
either in the ~~person's~~ filer's own name or to any person for the 1788
~~person's~~ filer's use or benefit, if the debt was not paid in 1789
full within sixty days after the debt was incurred. ~~Division (A)~~ 1790
~~(2) (f) of this section~~ This division shall not be construed to 1791
require the disclosure of ~~clients~~ any of the following: 1792

(a) Clients of attorneys or persons licensed under section 1793

4732.12 of the Revised Code, ~~or patients;~~ 1794

(b) Patients of persons licensed under section 4731.14 of 1795
the Revised Code, ~~nor the disclosure of debts;~~ 1796

(c) Debts owed to the ~~person-filer~~ resulting from the 1797
ordinary conduct of a business or profession. 1798

~~(g)~~ (7) (a) Except as otherwise provided in section 102.022 1799
of the Revised Code, the source of each gift of over seventy- 1800
five dollars, or of each gift of over twenty-five dollars 1801
received by a member of the general assembly from a legislative 1802
agent, received by the ~~person-filer~~ in the ~~person's-filer's~~ own 1803
name or by any other person for the ~~person's-filer's~~ use or 1804
benefit during the preceding calendar year, ~~except gifts.~~ 1805

(b) As used in this section, "gift" means any of the 1806
following that is made to, at the request of, for the benefit 1807
of, or on behalf of the filer: 1808

(i) A payment, distribution, loan, advance, deposit, 1809
reimbursement, or gift of money, real estate, or anything of 1810
value, including food and beverages, entertainment, lodging, 1811
transportation, or honorariums; 1812

(ii) A contract, promise, or agreement to make an 1813
expenditure, whether or not legally enforceable; 1814

(iii) The purchase, sale, or gift of services or any other 1815
thing of value. 1816

(c) As used in this section, "gift" does not include any 1817
of the following: 1818

(i) Payment of expenses incurred for travel in connection 1819
with the filer's official duties, as described in division (B) 1820
(8) of this section; 1821

(ii) Payment of expenses for meals and other food and 1822
beverages incurred in connection with the filer's official 1823
duties, as described in division (B)(9) of this section; 1824

(iii) Gifts received by will or by virtue of section 1825
2105.06 of the Revised Code, or received from spouses, parents, 1826
grandparents, children, grandchildren, siblings, nephews, 1827
nieces, uncles, aunts, brothers-in-law, sisters-in-law, sons-in- 1828
law, daughters-in-law, fathers-in-law, mothers-in-law, or any 1829
person to whom the ~~person filing the statement~~ filer stands in 1830
loco parentis, or received by way of distribution from any inter 1831
vivos or testamentary trust established by a spouse or by an 1832
ancestor; 1833

~~(h)~~ (iv) A contribution, gift, or grant to a foundation or 1834
other charitable organization that is exempt from federal income 1835
taxation under subsection 501(c)(3) of the Internal Revenue 1836
Code; 1837

(v) The purchase, sale, or gift of services or any other 1838
thing of value that is available to the general public on the 1839
same terms as it is available to the filer; 1840

(vi) An offer or sale of securities to the filer that is 1841
governed by regulation D, 17 C.F.R. 230.501 to 230.508, adopted 1842
under the authority of the "Securities Act of 1933," 15 U.S.C. 1843
77a and following, or governed by a comparable provision under 1844
state law. 1845

(8) Except as otherwise provided in section 102.022 of the 1846
Revised Code, identification of the source and amount of every 1847
payment of expenses incurred for travel to destinations inside 1848
or outside this state that is received by the ~~person~~ filer in 1849
the ~~person's~~ filer's own name or by any other person for the 1850

~~person's-filer's~~ use or benefit and that is incurred in 1851
connection with the ~~person's-filer's~~ official duties, ~~except for~~ 1852
. This division does not require the disclosure of the source 1853
and amount of payment of expenses for travel to meetings or 1854
conventions of a national or state organization to which any 1855
state agency, including, but not limited to, any legislative 1856
agency or state institution of higher education as defined in 1857
section 3345.011 of the Revised Code, pays membership dues, or 1858
any political subdivision or any office or agency of a political 1859
subdivision pays membership dues; 1860

~~(i)~~. 1861

(9) Except as otherwise provided in section 102.022 of the 1862
Revised Code, identification of the source of payment of 1863
expenses for meals and other food and beverages, ~~other than that~~ 1864
are incurred in connection with the filer's official duties and 1865
that exceed one hundred dollars aggregated per calendar year. 1866
This division does not require the disclosure of the source of 1867
payment of expenses for meals and other food and beverages 1868
provided at, and intended for consumption at, a meeting at which 1869
the ~~person-filer~~ participated in a panel, seminar, or speaking 1870
engagement or at a meeting or convention of a national or state 1871
organization to which any state agency, including, but not 1872
limited to, any legislative agency or state institution of 1873
higher education as defined in section 3345.011 of the Revised 1874
Code, pays membership dues, or any political subdivision or any 1875
office or agency of a political subdivision pays membership 1876
dues, ~~that are incurred in connection with the person's official~~ 1877
~~duties and that exceed one hundred dollars aggregated per~~ 1878
~~calendar year;~~ 1879

~~(j) If the disclosure statement is filed by a public~~ 1880

~~official or employee described in division (B) (2) of section 101.73 of the Revised Code or division (B) (2) of section 121.63 of the Revised Code who receives a statement from a legislative agent, executive agency lobbyist, or employer that contains the information described in division (F) (2) of section 101.73 of the Revised Code or division (G) (2) of section 121.63 of the Revised Code, all of the nondisputed information contained in the statement delivered to that public official or employee by the legislative agent, executive agency lobbyist, or employer under division (F) (2) of section 101.73 or (G) (2) of section 121.63 of the Revised Code.~~

~~(3)~~ (C) (1) A person may file a statement required by this section in person, by mail, or by electronic means.

~~(4)~~ (2) A person who is required to file a statement under this section shall file that statement according to the following deadlines, as applicable:

(a) Except as otherwise provided in divisions ~~(A) (4) (b),~~ (C) (2) (b), (c), and (d) of this section, the person shall file the statement not later than the fifteenth day of May of each year.

(b) A person who is a candidate for elective office shall file the statement no later than the thirtieth day before the primary, special, or general election at which the candidacy is to be voted on, whichever election occurs soonest, except that a person who is a write-in candidate shall file the statement no later than the twentieth day before the earliest election at which the person's candidacy is to be voted on.

(c) A person who is appointed to fill a vacancy for an unexpired term in an elective office shall file the statement

within fifteen days after the person qualifies for office. 1910

(d) A person who is appointed or employed after the 1911
fifteenth day of May, other than a person described in division 1912
~~(A) (4) (e) (C) (2) (c)~~ of this section, shall file an annual 1913
statement within ninety days after appointment or employment. 1914

~~(5) (3)~~ No person shall be required to file with the 1915
appropriate ethics commission more than one statement or pay 1916
more than one filing fee for any one calendar year. 1917

~~(6) (4)~~ The appropriate ethics commission, for good cause, 1918
may extend for a reasonable time the deadline for filing a 1919
statement under this section. 1920

~~(7) A statement filed under this section is subject to~~ 1921
~~public inspection at locations designated by the appropriate~~ 1922
~~ethics commission except as otherwise provided in this section.~~ 1923

~~(B) (D)~~ The Ohio ethics commission, the joint legislative 1924
ethics committee, and the board of ~~commissioners on grievances~~ 1925
~~and discipline professional conduct~~ of the supreme court, using 1926
the rule-making procedures of Chapter 119. of the Revised Code, 1927
may require any class of public officials or employees under its 1928
jurisdiction and not specifically excluded by this section whose 1929
positions involve a substantial and material exercise of 1930
administrative discretion in the formulation of public policy, 1931
expenditure of public funds, enforcement of laws and rules of 1932
the state or a county or city, or the execution of other public 1933
trusts, to file an annual statement under ~~division (A) of this~~ 1934
section. The appropriate ethics commission shall send the public 1935
officials or employees written notice of the requirement not 1936
less than thirty days before the applicable filing deadline 1937
unless the public official or employee is appointed after that 1938

date, in which case the notice shall be sent within thirty days 1939
after appointment, and the filing shall be made not later than 1940
ninety days after appointment. 1941

~~Disclosure statements filed under this division with the 1942~~
~~Ohio ethics commission by members of boards, commissions, or 1943~~
~~bureaus of the state for which no compensation is received other 1944~~
~~than reasonable and necessary expenses shall be kept 1945~~
~~confidential. Disclosure statements filed with the Ohio ethics 1946~~
~~commission under division (A) of this section by business 1947~~
~~managers, treasurers, and superintendents of city, local, 1948~~
~~exempted village, joint vocational, or cooperative education 1949~~
~~school districts or educational service centers shall be kept 1950~~
~~confidential, except that any person conducting an audit of any 1951~~
~~such school district or educational service center pursuant to 1952~~
~~Chapter 117. of the Revised Code may examine the disclosure 1953~~
~~statement of any business manager, treasurer, or superintendent 1954~~
~~of that school district or educational service center. 1955~~
~~Disclosure statements filed with the Ohio ethics commission 1956~~
~~under division (A) of this section by the individuals set forth 1957~~
~~in division (B) (2) of section 187.03 of the Revised Code shall 1958~~
~~be kept confidential. The Ohio ethics commission shall examine 1959~~
~~each disclosure statement required to be kept confidential to 1960~~
~~determine whether a potential conflict of interest exists for 1961~~
~~the person who filed the disclosure statement. A potential 1962~~
~~conflict of interest exists if the private interests of the 1963~~
~~person, as indicated by the person's disclosure statement, might 1964~~
~~interfere with the public interests the person is required to 1965~~
~~serve in the exercise of the person's authority and duties in 1966~~
~~the person's office or position of employment. If the commission 1967~~
~~determines that a potential conflict of interest exists, it 1968~~
~~shall notify the person who filed the disclosure statement and 1969~~

~~shall make the portions of the disclosure statement that~~ 1970
~~indicate a potential conflict of interest subject to public~~ 1971
~~inspection in the same manner as is provided for other~~ 1972
~~disclosure statements. Any portion of the disclosure statement~~ 1973
~~that the commission determines does not indicate a potential~~ 1974
~~conflict of interest shall be kept confidential by the~~ 1975
~~commission and shall not be made subject to public inspection,~~ 1976
~~except as is necessary for the enforcement of Chapters 102. and~~ 1977
~~2921. of the Revised Code and except as otherwise provided in~~ 1978
~~this division.~~ 1979

~~(C)~~ (E) No person shall knowingly fail to file, on or 1980
before the applicable filing deadline established under this 1981
section, a statement that is required by this section. 1982

~~(D)~~ (F) No person shall knowingly file a false statement 1983
that is required to be filed under this section. 1984

~~(E)(1)~~ (G)(1) A person may file an amended disclosure 1985
statement under this section not more than sixty days after the 1986
original statement was required to be filed. Upon receiving an 1987
amended statement filed under this division, the appropriate 1988
ethics commission shall acknowledge receipt of the amended 1989
statement and, except as provided in division (G)(4) of this 1990
section, shall accept and retain it in the same manner as the 1991
original statement. 1992

(2) A person may file an amended disclosure statement 1993
under this section more than sixty days after the original 1994
statement was required to be filed only in order to correct an 1995
error made in good faith. Upon receiving an amended statement 1996
filed under this division, the appropriate ethics commission 1997
shall acknowledge receipt of the amended statement. The 1998
appropriate ethics commission may accept and retain an amended 1999

statement filed under this division in the same manner as the 2000
original statement, unless the commission determines that the 2001
person filing the amended statement: 2002

(a) Did not make an error in good faith; 2003

(b) Knowingly failed to provide the information required 2004
by this section or by section 102.022 of the Revised Code; or 2005

(c) Knowingly filed a false statement under this section. 2006

(3) A person who files an amended disclosure statement 2007
under division (G) (1) or (2) of this section shall file with the 2008
amended statement a written explanation of the information the 2009
person has amended and the reason for the amendment. 2010

(4) The appropriate ethics commission may reject an 2011
amended statement filed under division (G) (1) or (2) of this 2012
section if any of the additional information submitted in the 2013
statement is material to a complaint, charge, or inquiry. 2014

(H) (1) Except as provided in divisions ~~(E) (2)~~ ~~(H) (2)~~ and 2015
(3) of this section, the statement required by division (A) or 2016
~~(B)~~ ~~(D)~~ of this section shall be accompanied by a filing fee of 2017
sixty dollars. 2018

(2) The statement required by division (A) of this section 2019
shall be accompanied by the following filing fee to be paid by 2020
the person who is elected or appointed to, or is a candidate 2021
for, any of the following offices: 2022

2023

	education	
B	For office of member of general assembly	\$40
C	For county office	\$60
D	For city office	\$35
E	For office of member of the state board of education	\$35
F	For office of member of a city, local, exempted village, or cooperative education board of education or educational service center governing board	\$30
G	For position of business manager, treasurer, or superintendent of a city, local, exempted village, joint vocational, or cooperative education school district or educational service center	\$30
	(3) No judge of a court of record or candidate for judge of a court of record, and no referee or magistrate serving a court of record, shall be required to pay the fee required under division (E) (1) <u>(H) (1)</u> or (2) or (F) (I) of this section.	2024 2025 2026 2027
	(4) For any public official who is appointed to a nonelective office of the state and for any employee who holds a nonelective position in a public agency of the state, the state agency that is the primary employer of the state official or employee shall pay the fee required under division (E) (1) <u>(H) (1)</u> or (F) (I) of this section.	2028 2029 2030 2031 2032 2033
	(F) (I) If a statement required to be filed under this section is not filed by the date on which it is required to be filed, the appropriate ethics commission shall assess the person	2034 2035 2036

required to file the statement a late filing fee of ten dollars 2037
for each day the statement is not filed, except that the total 2038
amount of the late filing fee shall not exceed two hundred fifty 2039
dollars. 2040

~~(G)(1)~~ (J)(1) The appropriate ethics commission other than 2041
the Ohio ethics commission and the joint legislative ethics 2042
committee shall deposit all fees it receives under divisions ~~(E)~~ 2043
(H) and ~~(F)~~ (I) of this section into the general revenue fund of 2044
the state. 2045

(2) The Ohio ethics commission shall deposit all receipts, 2046
including, but not limited to, fees it receives under divisions 2047
~~(E)~~ (H) and ~~(F)~~ (I) of this section, investigative or other 2048
fees, costs, or other funds it receives as a result of court 2049
orders, and all moneys it receives from finer or settlements 2050
under division ~~(G)~~ (C)(1)(b) or (H) of section 102.06 of the 2051
Revised Code, into the Ohio ethics commission fund, which is 2052
hereby created in the state treasury. All moneys credited to the 2053
fund shall be used solely for expenses related to the operation 2054
and statutory functions of the commission. 2055

(3) The joint legislative ethics committee shall deposit 2056
all receipts it receives from the payment of financial 2057
disclosure statement filing fees under divisions ~~(E)~~ (H) and ~~(F)~~ 2058
(I) of this section into the joint legislative ethics committee 2059
investigative and financial disclosure fund. 2060

~~(H)~~ (K) Division (A) of this section does not apply to a 2061
person elected or appointed to the office of precinct, ward, or 2062
district committee member under Chapter 3517. of the Revised 2063
Code; a presidential elector; a delegate to a national 2064
convention; village or township officials and employees; any 2065
physician or psychiatrist who is paid a salary or wage in 2066

accordance with schedule C of section 124.15 or schedule E-2 of 2067
section 124.152 of the Revised Code and whose primary duties do 2068
not require the exercise of administrative discretion; or any 2069
member of a board, commission, or bureau of any county or city 2070
who receives less than one thousand dollars per year for serving 2071
in that position. 2072

Sec. 102.022. (A) The following persons who are required 2073
to file statements under section 102.02 of the Revised Code 2074
shall file those statements in accordance with divisions (B) and 2075
(C) of this section: 2076

(1) Each person who is an officer or employee of a 2077
political subdivision, and who receives compensation of less 2078
than sixteen thousand dollars a year for holding an office or 2079
position of employment with that political subdivision, and who 2080
is required to file a statement under section 102.02 of the 2081
Revised Code; each 2082

(2) Each member of the board of trustees of a state 2083
institution of higher education as defined in section 3345.011 2084
of the Revised Code who is required to file a statement under 2085
section 102.02 of the Revised Code; and each 2086

(3) Each individual set forth in division (B) (2) of 2087
section 187.03 of the Revised Code who is required to file a 2088
statement under section 102.02 of the Revised Code, shall 2089
include in that statement, in place of the information required 2090
by divisions (A) (2) (b), (g), (h), and (i) of that section, the 2091
following information: 2092

(A) Exclusive. 2093

(B) Instead of the information required by division (B) (2) 2094
of section 102.02 of the Revised Code, the statement shall 2095

include, exclusive of reasonable expenses, identification of 2096
every source of income over five hundred dollars the filer 2097
received during the preceding calendar year, in the ~~officer's or~~ 2098
~~employee's~~ filer's own name or by any other person for the 2099
~~officer's or employee's~~ filer's use or benefit, ~~by the person~~ 2100
~~filing the statement,~~ and a brief description of the nature of 2101
the services for which the income was received or, if the income 2102
is from a business, the nature of the business. This division 2103
shall not be construed to require the disclosure of ~~clients of~~ 2104
~~attorneys or persons licensed under section 4732.12 of the~~ 2105
~~Revised Code or patients of persons licensed under section~~ 2106
~~4731.14 of the Revised Code. This division shall not be~~ 2107
~~construed to require a person filing the statement who derives~~ 2108
~~income from a business or profession to disclose the individual~~ 2109
~~items of income that constitute the gross income of the business~~ 2110
~~or profession~~ any information that, under division (B)(2) of 2111
section 102.02 of the Revised Code, is not required to be 2112
disclosed. 2113

~~(B) The~~ (C) Instead of the information required by 2114
divisions (B)(7), (8), and (9) of section 102.02 of the Revised 2115
Code, the statement shall include the source of each gift of 2116
over five hundred dollars received by the ~~person~~ filer in the 2117
~~officer's or employee's~~ filer's own name or by any other person 2118
for the ~~officer's or employee's~~ filer's use or benefit during 2119
the preceding calendar year, ~~except gifts received by will or by~~ 2120
~~virtue of section 2105.06 of the Revised Code, received from~~ 2121
~~parents, grandparents, children, grandchildren, siblings,~~ 2122
~~nephews, nieces, uncles, aunts, brothers in law, sisters in law,~~ 2123
~~sons in law, daughters in law, fathers in law, mothers in law,~~ 2124
~~or any person to whom the person filing the statement stands in~~ 2125
~~loco parentis, or received by way of distribution from any inter~~ 2126

~~vivos or testamentary trust established by a spouse or by an~~ 2127
~~ancestor. As used in this section, "gift" has the same meaning~~ 2128
~~as in section 102.02 of the Revised Code, but includes the~~ 2129
~~payment of expenses incurred for travel, meals, and other food~~ 2130
~~and beverages incurred in connection with the filer's official~~ 2131
~~duties.~~ 2132

Sec. 102.03. (A) (1) No present or former public official 2133
or employee shall, during public employment or service or for 2134
twelve months thereafter, represent a client or act in a 2135
representative capacity for any person on any matter in which 2136
the public official or employee personally participated as a 2137
public official or employee through decision, approval, 2138
disapproval, recommendation, the rendering of advice, 2139
investigation, or other substantial exercise of administrative 2140
discretion. 2141

(2) For twenty-four months after the conclusion of 2142
service, no former commissioner or attorney examiner of the 2143
public utilities commission shall represent a public utility, as 2144
defined in section 4905.02 of the Revised Code, or act in a 2145
representative capacity on behalf of such a utility before any 2146
state board, commission, or agency. 2147

(3) For twenty-four months after the conclusion of 2148
employment or service, no former public official or employee who 2149
personally participated as a public official or employee through 2150
decision, approval, disapproval, recommendation, the rendering 2151
of advice, the development or adoption of solid waste management 2152
plans, investigation, inspection, or other substantial exercise 2153
of administrative discretion under Chapter 343. or 3734. of the 2154
Revised Code shall represent a person who is the owner or 2155
operator of a facility, as defined in section 3734.01 of the 2156

Revised Code, or who is an applicant for a permit or license for 2157
a facility under that chapter, on any matter in which the public 2158
official or employee personally participated as a public 2159
official or employee. 2160

~~(4) For a period of one year after the conclusion of 2161
employment or service as a member or employee of the general 2162
assembly, no former member or employee of the general assembly 2163
shall represent, or act in a representative capacity for, any 2164
person on any matter before the general assembly, any committee 2165
of the general assembly, or the controlling board. Division (A) 2166
(4) of this section does not apply to or affect a person who 2167
separates from service with the general assembly on or before 2168
December 31, 1995. As used in division (A) (4) of this section 2169
"person" does not include any state agency or political 2170
subdivision of the state. 2171~~

~~(5) As used in divisions (A) (1), (2), and (3) of this 2172
section, "matter" includes any case, proceeding, application, 2173
determination, issue, or question, but does not include the 2174
proposal, consideration, or enactment of statutes, rules, 2175
ordinances, resolutions, or charter or constitutional 2176
amendments. As used in division (A) (4) of this section, "matter" 2177
includes the proposal, consideration, or enactment of statutes, 2178
resolutions, or constitutional amendments. As used in division 2179
(A) of this section, "represent" includes any formal or informal 2180
appearance before, or any written or oral communication with, 2181
any public agency on behalf of any person. 2182~~

~~(6) (5) Nothing contained in division (A) of this section 2183
shall prohibit, during such period, a former public official or 2184
employee from being retained or employed to represent, assist, 2185
or act in a representative capacity for the public agency by 2186~~

which the public official or employee was employed or on which 2187
the public official or employee served. 2188

~~(7)~~ (6) Division (A) of this section shall not be 2189
construed to prohibit the performance of ministerial functions, 2190
including, but not limited to, the filing or amendment of tax 2191
returns, applications for permits and licenses, incorporation 2192
papers, and other similar documents. 2193

~~(8)~~ (7) Division (A) of this section does not prohibit a 2194
nonelected public official or employee of a state agency, as 2195
defined in section 1.60 of the Revised Code, from becoming a 2196
public official or employee of another state agency. Division 2197
(A) of this section does not prohibit such an official or 2198
employee from representing or acting in a representative 2199
capacity for the official's or employee's new state agency on 2200
any matter in which the public official or employee personally 2201
participated as a public official or employee at the official's 2202
or employee's former state agency. However, no public official 2203
or employee of a state agency shall, during public employment or 2204
for twelve months thereafter, represent or act in a 2205
representative capacity for the official's or employee's new 2206
state agency on any audit or investigation pertaining to the 2207
official's or employee's new state agency in which the public 2208
official or employee personally participated at the official's 2209
or employee's former state agency through decision, approval, 2210
disapproval, recommendation, the rendering of advice, 2211
investigation, or other substantial exercise of administrative 2212
discretion. 2213

~~(9)~~ (8) Division (A) of this section does not prohibit a 2214
nonelected public official or employee of a political 2215
subdivision from becoming a public official or employee of a 2216

different department, division, agency, office, or unit of the 2217
same political subdivision. Division (A) of this section does 2218
not prohibit such an official or employee from representing or 2219
acting in a representative capacity for the official's or 2220
employee's new department, division, agency, office, or unit on 2221
any matter in which the public official or employee personally 2222
participated as a public official or employee at the official's 2223
or employee's former department, division, agency, office, or 2224
unit of the same political subdivision. As used in this 2225
division, "political subdivision" means a county, township, 2226
municipal corporation, or any other body corporate and politic 2227
that is responsible for government activities in a geographic 2228
area smaller than that of the state. 2229

~~(10)~~ (9) No present or former Ohio casino control 2230
commission official shall, during public service or for two 2231
years thereafter, represent a client, be employed or compensated 2232
by a person regulated by the commission, or act in a 2233
representative capacity for any person on any matter before or 2234
concerning the commission. 2235

No present or former commission employee shall, during 2236
public employment or for two years thereafter, represent a 2237
client or act in a representative capacity on any matter in 2238
which the employee personally participated as a commission 2239
employee through decision, approval, disapproval, 2240
recommendation, the rendering of advice, investigation, or other 2241
substantial exercise of administrative discretion. 2242

(B) No present or former public official or employee shall 2243
disclose or use, without appropriate authorization, any 2244
information acquired by the public official or employee in the 2245
course of the public official's or employee's official duties 2246

that is confidential because of statutory provisions, or that 2247
has been clearly designated to the public official or employee 2248
as confidential when that confidential designation is warranted 2249
because of the status of the proceedings or the circumstances 2250
under which the information was received and preserving its 2251
confidentiality is necessary to the proper conduct of government 2252
business. 2253

(C) No public official or employee shall participate 2254
within the scope of duties as a public official or employee, 2255
except through ministerial functions as defined in division (A) 2256
of this section, in any license or rate-making proceeding that 2257
directly affects the license or rates of any person, 2258
partnership, trust, business trust, corporation, or association 2259
in which the public official or employee or immediate family 2260
owns or controls more than five per cent. No public official or 2261
employee shall participate within the scope of duties as a 2262
public official or employee, except through ministerial 2263
functions as defined in division (A) of this section, in any 2264
license or rate-making proceeding that directly affects the 2265
license or rates of any person to whom the public official or 2266
employee or immediate family, or a partnership, trust, business 2267
trust, corporation, or association of which the public official 2268
or employee or the public official's or employee's immediate 2269
family owns or controls more than five per cent, has sold goods 2270
or services totaling more than one thousand dollars during the 2271
preceding year, unless the public official or employee has filed 2272
a written statement acknowledging that sale with the clerk or 2273
secretary of the public agency and the statement is entered in 2274
any public record of the agency's proceedings. This division 2275
shall not be construed to require the disclosure of clients of 2276
attorneys or persons licensed under section 4732.12 of the 2277

Revised Code, or patients of persons licensed under section 2278
4731.14 of the Revised Code. 2279

(D) No public official or employee shall use or authorize 2280
the use of the authority or influence of office or employment to 2281
secure anything of value or the promise or offer of anything of 2282
value that is of such a character as to manifest a substantial 2283
and improper influence upon the public official or employee with 2284
respect to that person's duties. 2285

(E) No public official or employee shall solicit or accept 2286
anything of value that is of such a character as to manifest a 2287
substantial and improper influence upon the public official or 2288
employee with respect to that person's duties. 2289

(F) No person shall promise or give to a public official 2290
or employee anything of value that is of such a character as to 2291
manifest a substantial and improper influence upon the public 2292
official or employee with respect to that person's duties. 2293

(G) In the absence of bribery or another offense under the 2294
Revised Code or a purpose to defraud, contributions made to a 2295
campaign committee, political party, legislative campaign fund, 2296
political action committee, or political contributing entity on 2297
behalf of an elected public officer or other public official or 2298
employee who seeks elective office shall be considered to accrue 2299
ordinarily to the public official or employee for the purposes 2300
of divisions (D), (E), and (F) of this section. 2301

As used in this division, "contributions," "campaign 2302
committee," "political party," "legislative campaign fund," 2303
"political action committee," and "political contributing 2304
entity" have the same meanings as in section 3517.01 of the 2305
Revised Code. 2306

(H) (1) No public official or employee, except for the 2307
president or other chief administrative officer of or a member 2308
of a board of trustees of a state institution of higher 2309
education as defined in section 3345.011 of the Revised Code, 2310
who is required to file a financial disclosure statement under 2311
section 102.02 of the Revised Code shall solicit or accept, and 2312
no person shall give to that public official or employee, an 2313
honorarium. Except as provided in division (H) (2) of this 2314
section, this division and divisions (D), (E), and (F) of this 2315
section do not prohibit a public official or employee who is 2316
required to file a financial disclosure statement under section 2317
102.02 of the Revised Code from accepting and do not prohibit a 2318
person from giving to that public official or employee the 2319
payment of actual travel expenses, including any expenses 2320
incurred in connection with the travel for lodging, and meals, 2321
food, and beverages provided to the public official or employee 2322
at a meeting at which the public official or employee 2323
participates in a panel, seminar, or speaking engagement or 2324
provided to the public official or employee at a meeting or 2325
convention of a national organization to which any state agency, 2326
including, but not limited to, any state legislative agency or 2327
state institution of higher education as defined in section 2328
3345.011 of the Revised Code, pays membership dues. Except as 2329
provided in division (H) (2) of this section, this division and 2330
divisions (D), (E), and (F) of this section do not prohibit a 2331
public official or employee who is not required to file a 2332
financial disclosure statement under section 102.02 of the 2333
Revised Code from accepting and do not prohibit a person from 2334
promising or giving to that public official or employee an 2335
honorarium or the payment of travel, meal, and lodging expenses 2336
if the honorarium, expenses, or both were paid in recognition of 2337
demonstrable business, professional, or esthetic interests of 2338

the public official or employee that exist apart from public 2339
office or employment, including, but not limited to, such a 2340
demonstrable interest in public speaking and were not paid by 2341
any person or other entity, or by any representative or 2342
association of those persons or entities, that is regulated by, 2343
doing business with, or seeking to do business with the 2344
department, division, institution, board, commission, authority, 2345
bureau, or other instrumentality of the governmental entity with 2346
which the public official or employee serves. 2347

(2) No person who is a member of the board of a state 2348
retirement system, a state retirement system investment officer, 2349
or an employee of a state retirement system whose position 2350
involves substantial and material exercise of discretion in the 2351
investment of retirement system funds shall solicit or accept, 2352
and no person shall give to that board member, officer, or 2353
employee, payment of actual travel expenses, including expenses 2354
incurred with the travel for lodging, meals, food, and 2355
beverages. 2356

(I) A public official or employee may accept travel, 2357
meals, and lodging or expenses or reimbursement of expenses for 2358
travel, meals, and lodging in connection with conferences, 2359
seminars, and similar events related to official duties if the 2360
travel, meals, and lodging, expenses, or reimbursement is not of 2361
such a character as to manifest a substantial and improper 2362
influence upon the public official or employee with respect to 2363
that person's duties. The house of representatives and senate, 2364
in their code of ethics, and the Ohio ethics commission, under 2365
section 111.15 of the Revised Code, may adopt rules setting 2366
standards and conditions for the furnishing and acceptance of 2367
such travel, meals, and lodging, expenses, or reimbursement. 2368

A person who acts in compliance with this division and any 2369
applicable rules adopted under it, or any applicable, similar 2370
rules adopted by the supreme court governing judicial officers 2371
and employees, does not violate division (D), (E), or (F) of 2372
this section. This division does not preclude any person from 2373
seeking an advisory opinion from the appropriate ethics 2374
commission under section 102.08 of the Revised Code. 2375

(J) For purposes of divisions (D), (E), and (F) of this 2376
section, the membership of a public official or employee in an 2377
organization shall not be considered, in and of itself, to be of 2378
such a character as to manifest a substantial and improper 2379
influence on the public official or employee with respect to 2380
that person's duties. As used in this division, "organization" 2381
means a church or a religious, benevolent, fraternal, or 2382
professional organization that is tax exempt under subsection 2383
501(a) and described in subsection 501(c)(3), (4), (8), (10), or 2384
(19) of the "Internal Revenue Code of 1986." This division does 2385
not apply to a public official or employee who is an employee of 2386
an organization, serves as a trustee, director, or officer of an 2387
organization, or otherwise holds a fiduciary relationship with 2388
an organization. This division does not allow a public official 2389
or employee who is a member of an organization to participate, 2390
formally or informally, in deliberations, discussions, or voting 2391
on a matter or to use the public official's or employee's 2392
official position with regard to the interests of the 2393
organization on the matter if the public official or employee 2394
has assumed a particular responsibility in the organization with 2395
respect to the matter or if the matter would affect that 2396
person's personal, pecuniary interests. 2397

(K) It is not a violation of this section for a 2398
prosecuting attorney to appoint assistants and employees in 2399

accordance with division (B) of section 309.06 and section 2400
2921.421 of the Revised Code, for a chief legal officer of a 2401
municipal corporation or an official designated as prosecutor in 2402
a municipal corporation to appoint assistants and employees in 2403
accordance with sections 733.621 and 2921.421 of the Revised 2404
Code, for a township law director appointed under section 504.15 2405
of the Revised Code to appoint assistants and employees in 2406
accordance with sections 504.151 and 2921.421 of the Revised 2407
Code, or for a coroner to appoint assistants and employees in 2408
accordance with division (B) of section 313.05 of the Revised 2409
Code. 2410

As used in this division, "chief legal officer" has the 2411
same meaning as in section 733.621 of the Revised Code. 2412

(L) No present public official or employee with a casino 2413
gaming regulatory function shall indirectly invest, by way of an 2414
entity the public official or employee has an ownership interest 2415
or control in, or directly invest in a casino operator, 2416
management company, holding company, casino facility, or gaming- 2417
related vendor. No present public official or employee with a 2418
casino gaming regulatory function shall directly or indirectly 2419
have a financial interest in, have an ownership interest in, be 2420
the creditor or hold a debt instrument issued by, or have an 2421
interest in a contractual or service relationship with a casino 2422
operator, management company, holding company, casino facility, 2423
or gaming-related vendor. This section does not prohibit or 2424
limit permitted passive investing by the public official or 2425
employee. 2426

As used in this division, "passive investing" means 2427
investment by the public official or employee by means of a 2428
mutual fund in which the public official or employee has no 2429

control of the investments or investment decisions. "Casino 2430
operator," "holding company," "management company," "casino 2431
facility," and "gaming-related vendor" have the same meanings as 2432
in section 3772.01 of the Revised Code. 2433

(M) A member of the Ohio casino control commission, the 2434
executive director of the commission, or an employee of the 2435
commission shall not: 2436

(1) Accept anything of value, including but not limited to 2437
a gift, gratuity, emolument, or employment from a casino 2438
operator, management company, or other person subject to the 2439
jurisdiction of the commission, or from an officer, attorney, 2440
agent, or employee of a casino operator, management company, or 2441
other person subject to the jurisdiction of the commission; 2442

(2) Solicit, suggest, request, or recommend, directly or 2443
indirectly, to a casino operator, management company, or other 2444
person subject to the jurisdiction of the commission, or to an 2445
officer, attorney, agent, or employee of a casino operator, 2446
management company, or other person subject to the jurisdiction 2447
of the commission, the appointment of a person to an office, 2448
place, position, or employment; 2449

(3) Participate in casino gaming or any other amusement or 2450
activity at a casino facility in this state or at an affiliate 2451
gaming facility of a licensed casino operator, wherever located. 2452

In addition to the penalty provided in section 102.99 of 2453
the Revised Code, whoever violates division (M) (1), (2), or (3) 2454
of this section forfeits the individual's office or employment. 2455

Sec. 102.031. (A) As used in this section: 2456

(1) "Business associate" means a person with whom a member 2457
of the general assembly is conducting or undertaking a financial 2458

transaction. 2459

(2) "Contribution" has the same meaning as in section 2460
3517.01 of the Revised Code. 2461

(3) "Employee" does not include a member of the general 2462
assembly whose nonlegislative position of employment does not 2463
involve the performance of or the authority to perform 2464
administrative or supervisory functions; or whose nonlegislative 2465
position of employment, if the member is a public employee, does 2466
not involve a substantial and material exercise of 2467
administrative discretion in the formulation of public policy, 2468
expenditure of public funds, enforcement of laws and rules of 2469
the state or a county or city, or execution of other public 2470
trusts. 2471

(B) No member of the general assembly shall vote on any 2472
legislation that the member knows is then being actively 2473
advocated if the member is one of the following with respect to 2474
a legislative agent or employer that is then actively advocating 2475
on that legislation: 2476

(1) An employee; 2477

(2) A business associate; 2478

(3) A person, other than an employee, who is hired under 2479
contract to perform certain services, and that position involves 2480
a substantial and material exercise of administrative discretion 2481
in the formulation of public policy. 2482

(C) No member of the general assembly shall knowingly 2483
accept any of the following from a legislative agent ~~or a person~~ 2484
~~required to file a statement described in division (A) (2) of~~ 2485
~~section 102.021 of the Revised Code:~~ 2486

(1) The payment of any expenses for travel or lodging 2487
except as otherwise authorized by division (H) of section 102.03 2488
of the Revised Code; 2489

(2) More than seventy-five dollars aggregated per calendar 2490
year as payment for meals and other food and beverages, other 2491
than for those meals and other food and beverages provided to 2492
the member at, and intended for consumption at, a meeting at 2493
which the member participates in a panel, seminar, or speaking 2494
engagement, at a meeting or convention of a national 2495
organization to which any state agency, including, but not 2496
limited to, any legislative agency or state institution of 2497
higher education as defined in section 3345.011 of the Revised 2498
Code, pays membership dues, or at a dinner, party, or function 2499
to which all members of the general assembly or all members of 2500
either house of the general assembly are invited; 2501

(3) A gift of any amount in the form of cash or the 2502
equivalent of cash, or a gift of any other thing of value whose 2503
value exceeds seventy-five dollars. As used in division (C) (3) 2504
of this section, "gift" does not include any contribution or any 2505
gifts of meals and other food and beverages or the payment of 2506
expenses incurred for travel to destinations either inside or 2507
outside this state that is received by a member of the general 2508
assembly and that is incurred in connection with the member's 2509
official duties. 2510

(D) It is not a violation of division (C) (2) of this 2511
section if, within sixty days after receiving notice from a 2512
legislative agent that the legislative agent has provided a 2513
member of the general assembly with more than seventy-five 2514
dollars aggregated in a calendar year as payment for meals and 2515
other food and beverages, the member of the general assembly 2516

returns to that legislative agent the amount received that 2517
exceeds seventy-five dollars. 2518

(E) The joint legislative ethics committee may impose a 2519
fine of not more than one thousand dollars upon a member of the 2520
general assembly who violates division (B) of this section. 2521

Sec. 102.06. (A) The appropriate ethics commission shall 2522
receive and may initiate complaints against persons subject to 2523
this chapter concerning conduct alleged to be in violation of 2524
this chapter or section 2921.42~~or~~, 2921.43, or 4901.022 of the 2525
Revised Code. All complaints except those by the commission 2526
shall be by affidavit made on personal knowledge, subject to the 2527
penalties of perjury. Complaints by the commission shall be by 2528
affidavit, based upon reasonable cause to believe that a 2529
violation has occurred. 2530

(B) The appropriate ethics commission shall investigate 2531
complaints, may investigate charges presented to it, and may 2532
request further information, including the specific amount of 2533
income from a source, from any person filing with the commission 2534
a statement required by section 102.02 or ~~102.021~~ 4901.022 of 2535
the Revised Code, if the information sought is directly relevant 2536
to a complaint or charges received by the commission pursuant to 2537
this section. This information is confidential, except that the 2538
commission, in its discretion, may share information gathered in 2539
the course of any investigation with, or disclose the 2540
information to, the inspector general, any appropriate 2541
prosecuting authority, any law enforcement agency, or any other 2542
appropriate ethics commission. If the accused person is a member 2543
of the public employees retirement board, state teachers 2544
retirement board, school employees retirement board, board of 2545
trustees of the Ohio police and fire pension fund, or state 2546

highway patrol retirement board, or is a member of the bureau of 2547
workers' compensation board of directors, the appropriate ethics 2548
commission, in its discretion, also may share information 2549
gathered in the course of an investigation with, or disclose the 2550
information to, the attorney general and the auditor of state._ 2551
If the accused person has filed, or is required to file, a 2552
statement under section 4901.022 of the Revised Code, the Ohio 2553
ethics commission, in its discretion, also may share information 2554
gathered in the course of an investigation with, or disclose the 2555
information to, the governor or the public utilities commission 2556
nominating council. The person so requested shall furnish the 2557
information to the commission, unless within fifteen days from 2558
the date of the request the person files an action for 2559
declaratory judgment challenging the legitimacy of the request 2560
in the court of common pleas of the county of the person's 2561
residence, the person's place of employment, or Franklin county. 2562
The requested information need not be furnished to the 2563
commission during the pendency of the judicial proceedings. 2564
Proceedings of the commission in connection with the declaratory 2565
judgment action shall be kept confidential except as otherwise 2566
provided by this section. Before the commission proceeds to take 2567
any formal action against a person who is the subject of an 2568
investigation based on charges presented to the commission, a 2569
complaint shall be filed against the person. If the commission 2570
finds that a complaint is not frivolous, and there is reasonable 2571
cause to believe that the facts alleged in a complaint 2572
constitute a violation of division (C) or (D) of section 102.07 2573
or section 102.02, ~~102.021~~, 102.03, 102.04, ~~102.07~~, ~~102.10~~, 2574
2921.42, ~~or~~ 2921.43, or 4901.022 of the Revised Code, it shall 2575
hold a hearing. If the commission does not so find, it shall 2576
dismiss the complaint and notify the accused person in writing 2577
of the dismissal of the complaint. The commission shall not make 2578

a report of its finding unless the accused person requests a 2579
report. Upon the request of the accused person, the commission 2580
shall make a public report of its finding. The person against 2581
whom the complaint is directed shall be given reasonable notice 2582
by certified mail of the date, time, and place of the hearing 2583
and a statement of the charges and the law directly involved and 2584
shall be given the opportunity to be represented by counsel, to 2585
have counsel appointed for the person if the person is unable to 2586
afford counsel without undue hardship, to examine the evidence 2587
against the person, to produce evidence and to call and subpoena 2588
witnesses in the person's defense, to confront the person's 2589
accusers, and to cross-examine witnesses. The commission shall 2590
have a stenographic record made of the hearing. The hearing 2591
shall be closed to the public. 2592

~~(C) (1) (a)~~ (C) (1) (a) (i) If, upon the basis of the hearing, 2593
the appropriate ethics commission finds by a preponderance of 2594
the evidence that the facts alleged in the complaint are true 2595
and constitute a violation of division (C) or (D) of section 2596
102.07 or section 102.02, ~~102.021~~, 102.03, 102.04, ~~102.07~~, 2597
2921.42, ~~or~~ 2921.43, or 4901.022 of the Revised Code, it shall 2598
report its findings to the appropriate prosecuting authority for 2599
proceedings in prosecution of the violation and to the 2600
appointing or employing authority of the accused. If the accused 2601
person is a member of the public employees retirement board, 2602
state teachers retirement board, school employees retirement 2603
board, board of trustees of the Ohio police and fire pension 2604
fund, or state highway patrol retirement board, the commission 2605
also shall report its findings to the Ohio retirement study 2606
council. 2607

~~(b)~~ (ii) If the Ohio ethics commission reports its 2608
findings to the appropriate prosecuting authority under division 2609

~~(C) (1) (a)~~ (C) (1) (a) (i) of this section and the prosecuting 2610
authority has not initiated any official action on those 2611
findings within ninety days after receiving the commission's 2612
report of them, the commission may publicly comment that no 2613
official action has been taken on its findings, except that the 2614
commission shall make no comment in violation of the Rules of 2615
Criminal Procedure or about any indictment that has been sealed 2616
pursuant to any law or those rules. The commission shall make no 2617
comment regarding the merits of its findings. As used in 2618
division ~~(C) (1) (b)~~ (C) (1) (a) (ii) of this section, "official 2619
action" means prosecution, closure after investigation, or grand 2620
jury action resulting in a true bill of indictment or no true 2621
bill of indictment. 2622

(b) If, upon the basis of the hearing, the appropriate 2623
ethics commission finds by a preponderance of the evidence that 2624
the facts alleged in the complaint are true and constitute a 2625
violation of section 102.10 of the Revised Code, it shall impose 2626
a fine upon the accused person in an amount equal to the amount 2627
of compensation or other payment the person received in 2628
violation of that section. 2629

(2) If the appropriate ethics commission does not find by 2630
a preponderance of the evidence that the facts alleged in the 2631
complaint are true and constitute a violation of division (C) or 2632
(D) of section 102.07 or section 102.02, ~~102.021~~, 102.03, 2633
102.04, ~~102.07~~, 102.10, 2921.42, ~~or~~ 2921.43, or 4901.022 of the 2634
Revised Code or if the commission has not scheduled a hearing 2635
within ninety days after the complaint is filed or has not 2636
finally disposed of the complaint within six months after it has 2637
been heard, it shall dismiss the complaint and notify the 2638
accused person in writing of the dismissal of the complaint. The 2639
commission shall not make a report of its finding unless the 2640

accused person requests a report. Upon the request of the 2641
accused person, the commission shall make a public report of the 2642
finding, but in this case all evidence and the record of the 2643
hearing shall remain confidential unless the accused person also 2644
requests that the evidence and record be made public. Upon 2645
request by the accused person, the commission shall make the 2646
evidence and the record available for public inspection. 2647

(D) The appropriate ethics commission, or a member of the 2648
commission, may administer oaths, and the commission may issue 2649
subpoenas to any person in the state compelling the attendance 2650
of witnesses and the production of relevant papers, books, 2651
accounts, and records. The commission shall issue subpoenas to 2652
compel the attendance of witnesses and the production of 2653
documents upon the request of an accused person. Section 101.42 2654
of the Revised Code shall govern the issuance of these subpoenas 2655
insofar as applicable. Upon the refusal of any person to obey a 2656
subpoena or to be sworn or to answer as a witness, the 2657
commission may apply to the court of common pleas of Franklin 2658
county under section 2705.03 of the Revised Code. The court 2659
shall hold proceedings in accordance with Chapter 2705. of the 2660
Revised Code. The commission or the accused person may take the 2661
depositions of witnesses residing within or without the state in 2662
the same manner as prescribed by law for the taking of 2663
depositions in civil actions in the court of common pleas. 2664

(E) At least once each year, the Ohio ethics commission 2665
shall report on its activities of the immediately preceding year 2666
to the majority and minority leaders of the senate and house of 2667
representatives of the general assembly. The report shall 2668
indicate the total number of complaints received, initiated, and 2669
investigated by the commission, the total number of complaints 2670
for which formal hearings were held, and the total number of 2671

complaints for which formal prosecution was recommended or 2672
requested by the commission. The report also shall indicate the 2673
nature of the inappropriate conduct alleged in each complaint 2674
and the governmental entity with which any employee or official 2675
that is the subject of a complaint was employed at the time of 2676
the alleged inappropriate conduct. 2677

(F) The Ohio ethics commission shall maintain a list of 2678
all executive agencies. The commission shall provide copies of 2679
the list to the general public on request and may charge a 2680
reasonable fee not to exceed the cost of copying and delivering 2681
the document. 2682

(G) All papers, records, affidavits, and documents upon 2683
any complaint, inquiry, or investigation relating to the 2684
proceedings of the appropriate ethics commission shall be sealed 2685
and are private and confidential, except as otherwise provided 2686
in this section and section 102.07 of the Revised Code. 2687

~~(G)(1)~~ (H)(1) When a complaint or charge is before it, the 2688
Ohio ethics commission or the appropriate prosecuting authority, 2689
in consultation with the person filing the complaint or charge, 2690
the accused, and any other person the commission or prosecuting 2691
authority considers necessary, may compromise or settle the 2692
complaint or charge with the agreement of the accused. The 2693
compromise or settlement may include mediation, restitution, 2694
rescission of affected contracts, forfeiture of any benefits 2695
resulting from a violation or potential violation of law, 2696
resignation of a public official or employee, or any other 2697
relief that is agreed upon between the commission or prosecuting 2698
authority and the accused. 2699

(2) Any settlement agreement entered into under division 2700
~~(G)(1)~~ (H)(1) of this section shall be in writing and be 2701

accompanied by a statement of the findings of the commission or
prosecuting authority and the reasons for entering into the
agreement. The commission or prosecuting authority shall retain
the agreement and statement in the commission's or prosecuting
authority's office and, in the commission's or prosecuting
authority's discretion, may make the agreement, the statement,
and any supporting information public, unless the agreement
provides otherwise.

(3) If a settlement agreement is breached by the accused,
the commission or prosecuting authority, in the commission's or
prosecuting authority's discretion, may rescind the agreement
and reinstitute any investigation, hearing, or prosecution of
the accused. No information obtained from the accused in
reaching the settlement that is not otherwise discoverable from
the accused shall be used in any proceeding before the
commission or by the appropriate prosecuting authority in
prosecuting the violation. Notwithstanding any other section of
the Revised Code, if a settlement agreement is breached, any
statute of limitations for a violation of this chapter or
section 2921.42 ~~or 2921.43~~, or 4901.022 of the Revised Code is
tolled from the date the complaint or charge is filed until the
date the settlement agreement is breached.

Sec. 102.07. (A) (1) Except as otherwise provided in
division (A) of this section, a statement filed under section
102.02 or 4901.022 of the Revised Code is subject to public
inspection at locations designated by the appropriate ethics
commission.

(2) The following statements filed with the Ohio ethics
commission shall be kept confidential:

(a) Statements filed under division (D) or (G) of section

102.02 of the Revised Code by members of boards, commissions, or 2732
bureaus of the state for which no compensation is received other 2733
than reasonable and necessary expenses; 2734

(b) Statements filed under division (A) or (G) of section 2735
102.02 of the Revised Code by business managers, treasurers, and 2736
superintendents of city, local, exempted village, joint 2737
vocational, or cooperative education school districts or 2738
educational service centers, except that any person conducting 2739
an audit of any such school district or educational service 2740
center pursuant to Chapter 117. of the Revised Code may examine 2741
the disclosure statement of any business manager, treasurer, or 2742
superintendent of that school district or educational service 2743
center; 2744

(c) Statements filed under division (A) or (G) of section 2745
102.02 of the Revised Code by the individuals set forth in 2746
division (B) (2) of section 187.03 of the Revised Code. 2747

(3) The Ohio ethics commission shall examine each 2748
statement required to be kept confidential to determine whether 2749
a potential conflict of interest exists for the filer. A 2750
potential conflict of interest exists if the private interests 2751
of the filer, as indicated by the statement, might interfere 2752
with the public interests the filer is required to serve in the 2753
exercise of the filer's authority and duties in the filer's 2754
office or position of employment. If the commission determines 2755
that a potential conflict of interest exists, it shall notify 2756
the filer and shall make the portions of the statement that 2757
indicate a potential conflict of interest subject to public 2758
inspection in the same manner as is provided for other 2759
statements. Any portion of the statement that the commission 2760
determines does not indicate a potential conflict of interest 2761

shall be kept confidential by the commission and shall not be 2762
made subject to public inspection, except as is necessary for 2763
the enforcement of Chapters 102. and 2921. of the Revised Code 2764
and except as otherwise provided in this division. 2765

(B) (1) Beginning with disclosure statements required to be 2766
filed for calendar year 2025, the Ohio ethics commission shall 2767
publish and make available to the public on its official web 2768
site each statement filed with the commission under section 2769
102.02 of the Revised Code by a person who is elected to, a 2770
candidate for, or appointed to fill a vacancy for an unexpired 2771
term in any elective office listed in division (A) of that 2772
section, except for statements that are required to be kept 2773
confidential under division (A) of this section. 2774

(2) Beginning January 1, 2025, the information in 2775
disclosure statements that are described in division (B) (1) of 2776
this section and are published on the official web site of the 2777
Ohio ethics commission shall include a link to the official web 2778
site of the office of the secretary of state that contains the 2779
information in statements of contributions and expenditures and 2780
monthly statements and statements of independent expenditures 2781
described in division (B) (1) of section 3517.106 of the Revised 2782
Code that is made available online through the internet under 2783
division (I) of that section. 2784

(C) No member, employee, or agent of the Ohio ethics 2785
commission, board of ~~commissioners on grievances and discipline~~ 2786
~~professional conduct~~ of the supreme court, or joint legislative 2787
ethics committee shall divulge any information or any books, 2788
papers, or documents presented to the commission, joint 2789
legislative ethics committee, or board of ~~commissioners on~~ 2790
~~grievances and discipline~~ professional conduct without the 2791

consent, in writing, of the appropriate ethics commission, 2792
unless such books, papers, or documents were presented at a 2793
public hearing, except as provided in section 102.06 of the 2794
Revised Code. 2795

(D) No person shall divulge information that appears on a 2796
disclosure statement and is required to be kept confidential 2797
under division ~~(B)~~ (A) of this section ~~102.02 of the Revised~~ 2798
~~Code.~~ 2799

Sec. 102.08. (A) (1) Subject to division (A) (2) of this 2800
section, the board of ~~commissioners on grievances and discipline~~ 2801
professional conduct of the supreme court and the joint 2802
legislative ethics committee may recommend legislation relating 2803
to ethics, conflicts of interest, and financial disclosure and 2804
shall render advisory opinions with regard to questions 2805
concerning these matters for persons for whom it is the 2806
appropriate ethics commission. 2807

(2) The board of ~~commissioners on grievances and~~ 2808
~~discipline of the supreme court~~ professional conduct shall issue 2809
advisory opinions only in a manner consistent with Rule V of the 2810
Supreme Court Rules for the Government of the Bar of Ohio. 2811

(B) When the board of ~~commissioners on grievances and~~ 2812
~~discipline~~ professional conduct of the supreme court renders an 2813
advisory opinion relating to a special set of circumstances 2814
involving ethics, conflict of interest, or financial disclosure 2815
under Chapter 102. or section 2921.42 or 2921.43 of the Revised 2816
Code, the person to whom the opinion was directed or who was 2817
similarly situated may reasonably rely upon the opinion and 2818
shall be immune from criminal prosecutions, civil suits, or 2819
actions for removal from ~~his~~ the person's office or position of 2820
employment for a violation of Chapter 102. or section 2921.42 or 2821

2921.43 of the Revised Code based on facts and circumstances 2822
covered by the opinion, if the opinion states there is no 2823
violation of Chapter 102. or section 2921.42 or 2921.43 of the 2824
Revised Code. Except as otherwise provided in division (A) (2) of 2825
this section, the board of ~~commissioners on grievances and~~ 2826
~~discipline professional conduct~~ of the supreme court shall 2827
include in every advisory opinion it renders a statement as to 2828
whether the set of circumstances described in the opinion 2829
constitutes a violation of section 2921.42 or 2921.43 of the 2830
Revised Code. 2831

(C) (1) When the joint legislative ethics committee renders 2832
an advisory opinion that has been publicly sought and that 2833
relates to a special set of circumstances involving ethics, 2834
conflicts of interest, or financial disclosure under Chapter 2835
102. or section 2921.42 or 2921.43 of the Revised Code, the 2836
person to whom the opinion was directed or who was similarly 2837
situated may reasonably rely upon such opinion and shall be 2838
immune from criminal prosecutions, civil suits, or actions for 2839
removal from ~~his~~ the person's office or position of employment 2840
for a violation of Chapter 102. or section 2921.42 or 2921.43 of 2841
the Revised Code based on the facts and circumstances covered by 2842
the opinion, if the opinion states that there is no violation of 2843
Chapter 102. or section 2921.42 or 2921.43 of the Revised Code. 2844
The joint legislative ethics committee shall include in every 2845
advisory opinion it renders a statement as to whether the set of 2846
circumstances described in the opinion constitutes a violation 2847
of section 2921.42 or 2921.43 of the Revised Code. When the 2848
joint legislative ethics committee renders an advisory opinion 2849
that has been publicly sought, the advisory opinion is a public 2850
record available under section 149.43 of the Revised Code. 2851

(2) When the joint legislative ethics committee renders a 2852

written opinion that has been privately sought and that relates 2853
to a special set of circumstances involving ethics, conflicts of 2854
interest, or financial disclosure under Chapter 102. or section 2855
2921.42 or 2921.43 of the Revised Code, the written opinion does 2856
not have the legal effect of an advisory opinion issued under 2857
division (C)(1) of this section. When the joint legislative 2858
ethics committee renders a written opinion that has been 2859
privately sought, the written opinion is not a public record 2860
available under section 149.43 of the Revised Code. The 2861
proceedings of the joint legislative ethics committee relating 2862
to a written opinion that has been privately sought shall be 2863
closed to the public and records relating to these proceedings 2864
are not public records available under section 149.43 of the 2865
Revised Code. 2866

The person to whom a written opinion is issued under 2867
division (C)(2) of this section may request the committee to 2868
issue the written opinion as an advisory opinion. Upon receiving 2869
such a request and with the approval of a majority of the 2870
members of the committee, the committee may issue the written 2871
opinion as an advisory opinion. If the committee issues the 2872
written opinion as an advisory opinion, the advisory opinion has 2873
the same legal effect as an advisory opinion issued under 2874
division (C)(1) of this section and is a public record available 2875
under section 149.43 of the Revised Code. 2876

(3) The joint legislative ethics committee shall issue an 2877
advisory opinion under division (C)(1) of this section or a 2878
written opinion under division (C)(2) of this section, whether 2879
it is publicly or privately sought, only at a meeting of the 2880
committee and only with the approval of a majority of the 2881
members of the committee. 2882

(D) The board of ~~commissioners on grievances and~~ 2883
~~discipline professional conduct~~ of the supreme court and the 2884
joint legislative ethics committee shall provide a continuing 2885
program of education and information concerning the provisions 2886
of Chapter 102. and sections 2921.42 and 2921.43 of the Revised 2887
Code and other provisions of law pertaining to ethics, conflicts 2888
of interest, and financial disclosure. 2889

(E) The Ohio ethics commission may recommend legislation 2890
relating to ethics, conflicts of interest, and financial 2891
disclosure and may render advice with regard to questions 2892
concerning these matters for persons for whom it is the 2893
appropriate ethics commission. When the Ohio ethics commission 2894
renders a written formal or staff advisory opinion relating to a 2895
special set of circumstances involving ethics, conflict of 2896
interest, or financial disclosure under Chapter 102. or section 2897
2921.42 or 2921.43 of the Revised Code, the person to whom the 2898
opinion was directed or who was similarly situated may 2899
reasonably rely upon the opinion and shall be immune from 2900
criminal prosecutions, civil suits, or actions for removal from- 2901
~~his~~ the person's office or position of employment for a 2902
violation of Chapter 102. or section 2921.42 or 2921.43 of the 2903
Revised Code based on facts and circumstances covered by the 2904
opinion, if the opinion states there is no violation of Chapter 2905
102. or section 2921.42 or 2921.43 of the Revised Code. The 2906
commission shall provide a continuing program of education and 2907
information concerning the provisions of Chapter 102. and 2908
sections 2921.42 and 2921.43 of the Revised Code and other 2909
provisions of law pertaining to ethics, conflicts of interest, 2910
and financial disclosure. 2911

Sec. 102.10. (A) The governor, lieutenant governor, 2912
attorney general, auditor of state, treasurer of state, or 2913

secretary of state or the chief justice or a justice of the 2914
supreme court shall not receive compensation or other payment 2915
for serving on the board of directors of a corporation unless 2916
one of the following applies: 2917

(1) The person is the sole shareholder of the corporation. 2918

(2) Both of the following are true: 2919

(a) The person was a member of the board of directors and 2920
received compensation or other payment for the person's service 2921
in that role before the person held any office listed in this 2922
section. 2923

(b) The person had an ownership interest in the 2924
corporation before the person held an office listed in this 2925
section and continues to have such an ownership interest. 2926

(B) If, before the effective date of this section, a 2927
person who is the governor, lieutenant governor, attorney 2928
general, auditor of state, treasurer of state, or secretary of 2929
state or the chief justice or a justice of the supreme court as 2930
of the effective date of this section received compensation or 2931
other payment for serving on the board of directors of a 2932
corporation, this section does not prohibit the person from 2933
receiving the same or a lesser amount of compensation or other 2934
payment for serving on the board of directors of that 2935
corporation while the person holds any of those offices. 2936

Sec. 102.99. (A) Whoever violates division ~~(C)~~ (E) of 2937
section 102.02 or division (C) of section 102.031 of the Revised 2938
Code is guilty of a misdemeanor of the fourth degree. 2939

(B) Whoever violates division ~~(D)~~ (F) of section 102.02, 2940
division (C) or (D) of section 102.07, or section 102.021, 2941
102.03, or 102.04, or 102.07 of the Revised Code is guilty of a 2942

misdemeanor of the first degree. 2943

Sec. 109.54. (A) The bureau of criminal identification and 2944
investigation may investigate any criminal activity in this 2945
state that is of statewide or intercounty concern when requested 2946
by local authorities and may aid federal authorities, when 2947
requested, in their investigation of any criminal activity in 2948
this state. The bureau may investigate any criminal activity in 2949
this state related to the conduct of elections when requested by 2950
the secretary of state. The bureau may assist the Ohio ethics 2951
commission and the joint legislative ethics committee in 2952
investigating violations of sections 102.02, 102.03, 102.031, 2953
102.04, 102.07, 102.10, 2921.42, and 2921.43 of the Revised 2954
Code, upon request by the agency having the appropriate 2955
investigative jurisdiction. The bureau may investigate any 2956
criminal activity in this state involving drug abuse or illegal 2957
drug distribution prohibited under Chapter 3719. or 4729. of the 2958
Revised Code or any violation of section 2915.02 of the Revised 2959
Code. The superintendent and any agent of the bureau may 2960
participate, as the director of an organized crime task force 2961
established under section 177.02 of the Revised Code or as a 2962
member of the investigatory staff of a task force established 2963
under that section, in an investigation of organized criminal 2964
activity anywhere within this state under sections 177.01 to 2965
177.03 of the Revised Code. 2966

(B) The bureau may provide any trained investigative 2967
personnel and specialized equipment that are requested by any 2968
sheriff or chief of police, by the authorized designee of any 2969
sheriff or chief of police, or by any other authorized law 2970
enforcement officer to aid and assist the officer in the 2971
investigation and solution of any crime or the control of any 2972
criminal activity occurring within the officer's jurisdiction. 2973

This assistance shall be furnished by the bureau without 2974
disturbing or impairing any of the existing law enforcement 2975
authority or the prerogatives of local law enforcement 2976
authorities or officers. Investigators provided pursuant to this 2977
section, or engaged in an investigation pursuant to section 2978
109.83 of the Revised Code, may go armed in the same manner as 2979
sheriffs and regularly appointed police officers under section 2980
2923.12 of the Revised Code. 2981

(C) (1) The bureau shall obtain recording equipment that 2982
can be used to record depositions of the type described in 2983
division (A) of section 2152.81 and division (A) of section 2984
2945.481 of the Revised Code, or testimony of the type described 2985
in division (D) of section 2152.81 and division (D) of section 2986
2945.481 or in division (C) of section 2937.11 of the Revised 2987
Code, shall obtain closed circuit equipment that can be used to 2988
televise testimony of the type described in division (C) or (D) 2989
of section 2152.81 and division (C) of section 2945.481 or in 2990
division (B) of section 2937.11 of the Revised Code, and shall 2991
provide the equipment, upon request, to any court for use in 2992
recording any deposition or testimony of one of those types or 2993
in televising the testimony in accordance with the applicable 2994
division. 2995

(2) The bureau shall obtain the names, addresses, and 2996
telephone numbers of persons who are experienced in questioning 2997
children in relation to an investigation of a violation of 2998
section 2905.03, 2905.05, 2907.02, 2907.03, 2907.04, 2907.05, 2999
2907.06, 2907.07, 2907.09, 2907.21, 2907.23, 2907.24, 2907.31, 3000
2907.32, 2907.321, 2907.322, 2907.323, or 2919.22 of the Revised 3001
Code or an offense of violence and shall maintain a list of 3002
those names, addresses, and telephone numbers. The list shall 3003
include a classification of the names, addresses, and telephone 3004

numbers by appellate district. Upon request, the bureau shall 3005
provide any county sheriff, chief of police, prosecuting 3006
attorney, village solicitor, city director of law, or similar 3007
chief legal officer with the name, address, and telephone number 3008
of any person contained in the list. 3009

Sec. 121.60. As used in sections 121.60 to 121.69 of the 3010
Revised Code: 3011

(A) "Person" and "compensation" have the same meanings as 3012
in section 101.70 of the Revised Code. 3013

(B) "Expenditure" means any of the following that is made 3014
to, at the request of, for the benefit of, or on behalf of an 3015
elected executive official, the director of a department created 3016
under section 121.02 of the Revised Code, an executive agency 3017
official, or a member of the staff of any public officer or 3018
employee listed in this division: 3019

(1) A payment, distribution, loan, advance, deposit, 3020
reimbursement, or gift of money, real estate, or anything of 3021
value, including, but not limited to, food and beverages, 3022
entertainment, lodging, transportation, or honorariums; 3023

(2) A contract, promise, or agreement to make an 3024
expenditure, whether or not legally enforceable; 3025

(3) The purchase, sale, or gift of services or any other 3026
thing of value. "Expenditure" does not include a contribution, 3027
gift, or grant to a foundation or other charitable organization 3028
that is exempt from federal income taxation under subsection 3029
501(c)(3) of the Internal Revenue Code. "Expenditure" does not 3030
include the purchase, sale, or gift of services or any other 3031
thing of value that is available to the general public on the 3032
same terms as it is available to the persons listed in this 3033

division, or an offer or sale of securities to any person listed 3034
in this division that is governed by regulation D, 17 C.F.R. 3035
230.501 to 230.508, adopted under the authority of the 3036
"Securities Act of 1933," 48 Stat. 74, 15 U.S.C.A. and 3037
following, or that is governed by a comparable provision under 3038
state law. 3039

(C) "Employer" means any person who, directly or 3040
indirectly, engages an executive agency lobbyist. 3041

(D) "Engage" means to make any arrangement, and 3042
"engagement" means arrangement, whereby an individual is 3043
employed or retained for compensation to act for or on behalf of 3044
an employer to influence executive agency decisions or to 3045
conduct any executive agency lobbying activity. 3046

(E) "Financial transaction" means a transaction or 3047
activity that is conducted or undertaken for profit and arises 3048
from the joint ownership or the ownership or part ownership in 3049
common of any real or personal property or any commercial or 3050
business enterprise of whatever form or nature between the 3051
following: 3052

(1) An executive agency lobbyist, the executive agency 3053
lobbyist's employer, or a member of the immediate family of the 3054
executive agency lobbyist or the executive agency lobbyist's 3055
employer; and 3056

(2) Any elected executive official, the director of a 3057
department created under section 121.02 of the Revised Code, an 3058
executive agency official, or any member of the staff of a 3059
public officer or employee listed in division (E)(2) of this 3060
section. 3061

"Financial transaction" does not include any transaction 3062

or activity described in division (E) of this section if it is 3063
available to the general public on the same terms, or if it is 3064
an offer or sale of securities to any person listed in division 3065
(E) (2) of this section that is governed by regulation D, 17 3066
C.F.R. 230.501 to 230.508, adopted under the authority of the 3067
"Securities Act of 1933," 48 Stat. 74, 15 U.S.C.A. and 3068
following, or that is governed by a comparable provision under 3069
state law. 3070

(F) "Executive agency" means the office of an elected 3071
executive official, a department created under section 121.02 of 3072
the Revised Code, or any other state agency, department, board, 3073
or commission controlled or directed by an elected executive 3074
official or otherwise subject to an elected executive official's 3075
authority. For the purposes of sections 121.60 to 121.69 of the 3076
Revised Code only, "executive agency" includes the nonprofit 3077
corporation formed under section 187.01 of the Revised Code. 3078
"Executive agency" does not include any court, the general 3079
assembly, or the controlling board. 3080

(G) "Executive agency decision" means a decision of an 3081
executive agency regarding the expenditure of funds of the state 3082
or of an executive agency with respect to the award of a 3083
contract, grant, lease, or other financial arrangement under 3084
which such funds are distributed or allocated, or a regulatory 3085
decision of an executive agency or any board or commission of 3086
the state. "Executive agency decision" does not include either 3087
of the following: 3088

(1) A purchasing decision for which a vendor has filed a 3089
statement certifying that the vendor has not made campaign 3090
contributions in an amount such that section 3517.13 of the 3091
Revised Code would invalidate the decision, if that vendor has 3092

not engaged an executive agency lobbyist; 3093

(2) The award of a competitively bid contract for which 3094
bid specifications were prepared and for which at least three 3095
eligible competitive bids were received by the executive agency. 3096

(H) "Executive agency lobbyist" means any person ~~engaged-~~ 3097
~~to influence whose direct communication with executive agency~~ 3098
~~officials or employees for the purpose of influencing executive~~ 3099
~~agency decisions or to conduct~~ conducting executive agency 3100
lobbying activity ~~as one of the person's main purposes on a~~ 3101
~~regular and substantial basis~~ constitutes at least twenty-five 3102
per cent of the total performance time for which the person is 3103
compensated by a specific employer. "Executive agency lobbyist" 3104
does not include an elected or appointed officer or employee of 3105
a federal or state agency, state college, state university, or 3106
political subdivision who attempts to influence or affect 3107
executive agency decisions in a fiduciary capacity as a 3108
representative of the officer's or employee's agency, college, 3109
university, or political subdivision. 3110

(I) "Executive agency lobbying activity" means contacts 3111
made to promote, oppose, or otherwise influence the outcome of 3112
an executive agency decision by direct communication with any 3113
person described in division (E) (2) of this section, or the Ohio 3114
casino control commission. "Lobbying activity" does not include 3115
any of the following: 3116

(1) The action of any person having a direct interest in 3117
executive agency decisions who, under Section 3 of Article I, 3118
Ohio Constitution, assembles together with other persons to 3119
consult for their common good, instructs a person listed in the 3120
first paragraph of division (I) of this section, or petitions 3121
such a person for the redress of grievances; 3122

(2) Contacts made for the sole purpose of gathering 3123
information contained in a public record; 3124

(3) Appearances before an executive agency to give 3125
testimony. 3126

(J) "Executive agency official" means an officer or 3127
employee of an executive agency whose principal duties are to 3128
formulate policy or to participate directly or indirectly in the 3129
preparation, review, or award of contracts, grants, leases, or 3130
other financial arrangements with an executive agency. 3131

(K) "Aggrieved party" means a party entitled to resort to 3132
a remedy. 3133

(L) "Elected executive official" means the governor, 3134
lieutenant governor, secretary of state, auditor of state, 3135
treasurer of state, and the attorney general. 3136

(M) "Staff" means any officer or employee of an executive 3137
agency whose official duties are to formulate policy and who 3138
exercises administrative or supervisory authority or who 3139
authorizes the expenditure of state funds. 3140

Sec. 121.61. (A) No person shall knowingly fail to 3141
register as required under section 121.62 of the Revised Code. 3142

(B) No person shall knowingly fail to keep a receipt or 3143
maintain a record that section 121.63 of the Revised Code 3144
requires the person to keep or maintain. 3145

(C) No person shall knowingly fail to file a statement 3146
that section 121.63~~-or, 121.64, or 121.641~~ of the Revised Code 3147
requires the person to file. 3148

(D) No person shall knowingly file a false statement that 3149
section 121.63~~-or, 121.64, or 121.641~~ of the Revised Code 3150

requires the person to file. 3151

Sec. 121.62. (A) Each executive agency lobbyist and each 3152
employer shall file with the joint legislative ethics committee, 3153
within ten days following the engagement of an executive agency 3154
lobbyist, an initial registration statement showing all of the 3155
following: 3156

(1) The name, business address, and occupation of the 3157
executive agency lobbyist; 3158

(2) The name and business address of the employer or of 3159
the real party in interest on whose behalf the executive agency 3160
lobbyist is acting, if it is different from the employer. For 3161
the purposes of division (A) of this section, where a trade 3162
association or other charitable or fraternal organization that 3163
is exempt from federal income taxation under subsection 501(c) 3164
of the federal Internal Revenue Code is the employer, the 3165
statement need not list the names and addresses of every member 3166
of the association or organization, so long as the association 3167
or organization itself is listed. 3168

(3) A brief description of the executive agency decision 3169
to which the engagement relates; 3170

(4) The name of the executive agency or agencies to which 3171
the engagement relates. 3172

(B) In addition to the initial registration statement 3173
required by division (A) of this section, each executive agency 3174
lobbyist and employer shall file with the joint committee, not 3175
later than the last day of January, May, and September of each 3176
year, an updated registration statement that ~~confirms~~ includes 3177
all of the following for the period covered by the statement: 3178

(1) Confirmation of the continuing existence of each 3179

engagement described in an initial registration statement~~and~~ 3180
~~that lists;~~ 3181

(2) A list of the specific executive agency decisions that 3182
the lobbyist sought to influence under the engagement~~during the~~ 3183
~~period covered by the updated statement, and with it any;~~ 3184

(3) Any statement of expenditures required to be filed by 3185
section 121.63 of the Revised Code~~and any;~~ 3186

(4) Any details of financial transactions required to be 3187
filed by section 121.64 of the Revised Code; 3188

(5) Any statement of executive agency lobbyist 3189
compensation required to be filed by section 121.641 of the 3190
Revised Code. 3191

(C) If an executive agency lobbyist is engaged by more 3192
than one employer, the lobbyist shall file a separate initial 3193
and updated registration statement for each engagement. If an 3194
employer engages more than one executive agency lobbyist, the 3195
employer need file only one updated registration statement under 3196
division (B) of this section, which shall contain the 3197
information required by division (B) of this section regarding 3198
all of the executive agency lobbyists engaged by the employer. 3199

(D) (1) A change in any information required by division 3200
(A) (1), (2), or (B) of this section shall be reflected in the 3201
next updated registration statement filed under division (B) of 3202
this section. 3203

(2) Within thirty days following the termination of an 3204
engagement, the executive agency lobbyist who was employed under 3205
the engagement shall send written notification of the 3206
termination to the joint committee. 3207

(E) A registration fee of twenty-five dollars shall be 3208
charged for filing an initial registration statement. All money 3209
collected from registration fees under this division and late 3210
filing fees under division (G) of this section shall be 3211
deposited into the state treasury to the credit of the joint 3212
legislative ethics committee fund created under section 101.34 3213
of the Revised Code. 3214

(F) Upon registration pursuant to this section, an 3215
executive agency lobbyist shall be issued a card by the joint 3216
committee showing that the lobbyist is registered. The 3217
registration card and the executive agency lobbyist's 3218
registration shall be valid from the date of their issuance 3219
until the next thirty-first day of ~~January-December~~ of ~~the-an~~ 3220
~~even-numbered~~ year ~~following the year in which the initial-~~ 3221
~~registration was filed.~~ 3222

(G) The executive director of the joint committee shall be 3223
responsible for reviewing each registration statement filed with 3224
the joint committee under this section and for determining 3225
whether the statement contains all of the required information. 3226
If the joint committee determines that the registration 3227
statement does not contain all of the required information or 3228
that an executive agency lobbyist or employer has failed to file 3229
a registration statement, the joint committee shall send written 3230
notification by certified mail to the person who filed the 3231
registration statement regarding the deficiency in the statement 3232
or to the person who failed to file the registration statement 3233
regarding the failure. Any person so notified by the joint 3234
committee shall, not later than fifteen days after receiving the 3235
notice, file a registration statement or an amended registration 3236
statement that contains all of the required information. If any 3237
person who receives a notice under this division fails to file a 3238

registration statement or such an amended registration statement 3239
within this fifteen-day period, the joint committee shall assess 3240
a late filing fee equal to twelve dollars and fifty cents per 3241
day, up to a maximum fee of one hundred dollars, upon that 3242
person. The joint committee may waive the late filing fee for 3243
good cause shown. 3244

(H) On or before the fifteenth day of March of each year, 3245
the joint committee shall, in the manner and form that it 3246
determines, publish a report containing statistical information 3247
on the registration statements filed with it under this section 3248
during the preceding year. 3249

(I) If an employer who engages an executive agency 3250
lobbyist is the recipient of a contract, grant, lease, or other 3251
financial arrangement pursuant to which funds of the state or of 3252
an executive agency are distributed or allocated, the executive 3253
agency or any aggrieved party may consider the failure of the 3254
employer or the executive agency lobbyist to comply with this 3255
section as a breach of a material condition of the contract, 3256
grant, lease, or other financial arrangement. 3257

(J) Executive agency officials may require certification 3258
from any person seeking the award of a contract, grant, lease, 3259
or financial arrangement that the person and the person's 3260
employer are in compliance with this section. 3261

Sec. 121.63. (A) Each executive agency lobbyist and each 3262
employer shall file with the joint legislative ethics committee, 3263
with the updated registration statement required by division (B) 3264
of section 121.62 of the Revised Code, a statement of 3265
expenditures as specified in divisions (B) and (C) of this 3266
section. An executive agency lobbyist shall file a separate 3267
statement of expenditures under this section for each employer 3268

that engages the executive agency lobbyist. 3269

(B) (1) In addition to the information required by 3270
divisions (B) (2) and (3) of this section, a statement filed by 3271
an executive agency lobbyist shall show the total amount of 3272
expenditures made during the reporting period covered by the 3273
statement by the executive agency lobbyist. 3274

(2) If, during a reporting period covered by a statement, 3275
an employer or any executive agency lobbyist the employer 3276
engaged made, either separately or in combination with each 3277
other, expenditures to, at the request of, for the benefit of, 3278
or on behalf of a particular elected executive official, the 3279
director of a department created under section 121.02 of the 3280
Revised Code, a particular executive agency official, or a 3281
particular member of the staff of any public officer listed in 3282
division (B) (2) of this section, the employer or executive 3283
agency lobbyist also shall state the name of the public officer 3284
or employee to whom, at whose request, for whose benefit, or on 3285
whose behalf the expenditures were made, the total amount of the 3286
expenditures made, a brief description of the expenditures made, 3287
the approximate date the expenditures were made, the executive 3288
agency decision, if any, sought to be influenced, and the 3289
identity of the client on whose behalf the expenditure was made. 3290

As used in division (B) (2) of this section, "expenditures" 3291
does not include expenditures made by an executive agency 3292
lobbyist as payment for meals and other food and beverages. 3293

(3) If, during a reporting period covered by a statement, 3294
an executive agency lobbyist made expenditures as payment for 3295
meals and other food and beverages, other than for meals and 3296
other food and beverages provided at, and intended for 3297
consumption at, a meeting at which the person participated in a 3298

panel, seminar, or speaking engagement or ~~at~~ a meeting or 3299
convention of a national organization to which any state agency, 3300
including, but not limited to, any legislative agency or state 3301
institution of higher education as defined in section 3345.011 3302
of the Revised Code, pays membership dues, that, when added to 3303
the amount of previous payments made for meals and other food 3304
and beverages by that executive agency lobbyist during that same 3305
calendar year, exceeded a total of fifty dollars to, at the 3306
request of, for the benefit of, or on behalf of a particular 3307
elected executive official, the director of a department created 3308
under section 121.02 of the Revised Code, a particular executive 3309
agency official, or any particular member of the staff of any of 3310
the public officers or employees listed in division (B) (3) of 3311
this section, then the executive agency lobbyist shall also 3312
state regarding those expenditures the name of the public 3313
officer or employee to whom, at whose request, for whose 3314
benefit, or on whose behalf the expenditures were made, the 3315
total amount of the expenditures made, a brief description of 3316
the expenditures made, the approximate date the expenditures 3317
were made, the executive agency decision, if any, sought to be 3318
influenced, and the identity of the client on whose behalf the 3319
expenditure was made. 3320

(C) In addition to the information required by divisions 3321
(B) (2) and (3) of this section, a statement ~~filed by an employer~~ 3322
shall show the total amount of expenditures made by ~~the an~~ 3323
employer or executive agency lobbyist filing the statement 3324
during the period covered by the statement. ~~As used in this~~ 3325
~~section, "expenditures" does not include the expenses of~~ 3326
~~maintaining office facilities, or the compensation paid to~~ 3327
~~executive agency lobbyists engaged to influence executive agency~~ 3328
~~decisions or conduct executive agency lobbying activity~~A 3329

statement filed by an executive agency lobbyist shall show all 3330
executive agency decisions that the executive agency lobbyist 3331
has sought to influence on behalf of the employer during the 3332
period covered by the statement. A statement filed by an 3333
employer shall show all executive agency decisions that the 3334
employer has sought to influence during the period covered by 3335
the statement. 3336

No employer shall be required to show any expenditure or 3337
executive agency decision on a statement filed under this 3338
division if the expenditure or executive agency decision is 3339
reported on a statement filed under division (B) (1), (2), or (3) 3340
of this section by an executive agency lobbyist engaged by the 3341
employer. No executive agency lobbyist shall be required to show 3342
any expenditure on a statement filed under this division if the 3343
expenditure is reported on a statement filed under division (B) 3344
(1), (2), or (3) of this section by the executive agency 3345
lobbyist's employer. 3346

(D) Any statement required to be filed under this section 3347
shall be filed at the times specified in section 121.62 of the 3348
Revised Code. Each statement shall cover expenditures made 3349
during the four-calendar-month period that ended on the last day 3350
of the month immediately preceding the month in which the 3351
statement is required to be filed. 3352

(E) If it is impractical or impossible for an executive 3353
agency lobbyist or employer to determine exact dollar amounts or 3354
values of expenditures, reporting of good faith estimates, based 3355
on reasonable accounting procedures, constitutes compliance with 3356
this division. 3357

(F) Executive agency lobbyists and employers shall retain 3358
receipts or maintain records for all expenditures that are 3359

required to be reported pursuant to this section. These receipts 3360
or records shall be maintained for a period ending on the 3361
thirty-first day of December of the second calendar year after 3362
the year in which the expenditure was made. 3363

(G) (1) At least ten days before the date on which the 3364
statement is filed, each employer or executive agency lobbyist 3365
who is required to file an expenditure statement under division 3366
(B) (2) or (3) of this section shall deliver a copy of the 3367
statement, or the portion showing the expenditure, to the public 3368
officer or employee who is listed in the statement as having 3369
received the expenditure or on whose behalf it was made. 3370

(2) If, during a reporting period covered by an 3371
expenditure statement filed under division (B) (2) of this 3372
section, an employer or any executive agency lobbyist the 3373
employer engaged made, either separately or in combination with 3374
each other, either directly or indirectly, expenditures for an 3375
honorarium or for transportation, lodging, or food and beverages 3376
purchased for consumption on the premises in which the food and 3377
beverages were sold to, at the request of, for the benefit or, 3378
or on behalf of any of the public officers or employees 3379
described in division (B) (2) of this section, the employer or 3380
executive agency lobbyist shall deliver to the public officer or 3381
employee a statement that contains all of the nondisputed 3382
information prescribed in division (B) (2) of this section with 3383
respect to the expenditures described in division (G) (2) of this 3384
section. The statement of expenditures made under division (G) 3385
(2) of this section shall be delivered to the public officer or 3386
employee to whom, at whose request, for whose benefit, or on 3387
whose behalf those expenditures were made on the same day in 3388
which a copy of the expenditure statement or of a portion 3389
showing the expenditure is delivered to the public officer or 3390

employee under division (G) (1) of this section. An employer is 3391
not required to show any expenditure on a statement delivered 3392
under division (G) (2) of this section if the expenditure is 3393
shown on a statement delivered under division (G) (2) of this 3394
section by ~~a legislative agent~~ an executive agency lobbyist 3395
engaged by the employer. An executive agency lobbyist is not 3396
required to show any expenditure on a statement delivered under 3397
division (G) (2) of this section if the expenditure is shown on a 3398
statement delivered under division (G) (2) of this section by the 3399
executive agency lobbyist's employer. 3400

(H) As used in this section, "expenditure" does not 3401
include the expenses of maintaining office facilities or the 3402
compensation paid to executive agency lobbyists engaged to 3403
influence executive agency decisions or to conduct executive 3404
agency lobbying activity. 3405

Sec. 121.641. (A) As used in this section: 3406

(1) "Lobbying firm" means a group of two or more executive 3407
agency lobbyists that is engaged by an employer to act as 3408
executive agency lobbyists on behalf of the employer. 3409

(2) "In-house executive agency lobbyist" means an 3410
executive agency lobbyist who acts as an executive agency 3411
lobbyist for only one employer and who is not part of a lobbying 3412
firm. 3413

(B) (1) An employer shall include with each updated 3414
registration statement a statement of executive agency lobbyist 3415
compensation. The statement of executive agency lobbyist 3416
compensation shall include the total amount the employer paid to 3417
all executive agency lobbyists during the period covered by the 3418
statement as compensation for acting as such on behalf of the 3419

employer and as reimbursement for expenses incurred while acting 3420
as such on behalf of the employer. 3421

(2) If the employer employs an in-house executive agency 3422
lobbyist who does not act as such for the entire performance 3423
time for which the employer compensates the in-house executive 3424
agency lobbyist, the employer shall calculate the in-house 3425
executive agency lobbyist's compensation, for purposes of 3426
reporting under division (B) (1) of this section, by multiplying 3427
the in-house executive agency lobbyist's total compensation by 3428
the percentage of the in-house executive agency lobbyist's total 3429
performance time during which the in-house executive agency 3430
lobbyist acts as such on behalf of the employer. 3431

(C) (1) Except as otherwise provided in division (C) of 3432
this section, an executive agency lobbyist shall include with 3433
each updated registration statement a statement of executive 3434
agency lobbyist compensation. The statement of executive agency 3435
lobbyist compensation shall include the total amount the 3436
executive agency lobbyist received from the employer during the 3437
period covered by the statement as compensation for acting as 3438
such on behalf of the employer and as reimbursement for expenses 3439
incurred while acting as such on behalf of the employer. 3440

(2) (a) A lobbying firm shall submit a joint statement of 3441
executive agency lobbyist compensation on behalf of all 3442
executive agency lobbyists the lobbying firm compensated for 3443
acting as such on behalf of an employer. The joint statement 3444
shall include the total amount the lobbying firm received from 3445
the employer during the period covered by the statement and the 3446
name of each member of the lobbying firm who acted as an 3447
executive agency lobbyist on behalf of the employer during that 3448
period. An executive agency lobbyist who is a member of a 3449

lobbying firm is not required to submit a separate statement of 3450
executive agency lobbyist compensation with respect to any 3451
amounts included in the joint statement. 3452

(b) If a lobbying firm fails to submit a joint statement 3453
of executive agency lobbyist compensation, each executive agency 3454
lobbyist who is a member of the lobbying firm shall submit a 3455
statement of executive agency lobbyist compensation that 3456
includes the total amount the executive agency lobbyist or the 3457
lobbying firm received from the employer during the period 3458
covered by the statement, including compensation and 3459
reimbursement for expenses. 3460

(3) An in-house executive agency lobbyist is not required 3461
to submit a statement of executive agency lobbyist compensation 3462
if the in-house executive agency lobbyist's employer submits a 3463
properly completed statement under division (B) of this section 3464
for that period. 3465

Sec. 121.65. If a dispute arises between an elected 3466
executive official, the director of a department created under 3467
section 121.02 of the Revised Code, an executive agency 3468
official, or any member of the staff of any public officer or 3469
employee listed in this division and an employer or executive 3470
agency lobbyist with respect to an expenditure or financial 3471
transaction alleged in a statement to be filed under section 3472
121.63 or 121.64 of the Revised Code, the public officer or 3473
employee, employer, or executive agency lobbyist may file a 3474
complaint with the Ohio ethics commission. The commission shall 3475
proceed to investigate the complaint as though it were filed 3476
under section 102.06 of the Revised Code. 3477

The complaint shall be filed at least three days prior to 3478
the time the statement is required to be filed with the joint 3479

legislative ethics committee. The time for filing a ~~disputed-~~ 3480
~~expenditure or financial transaction in any~~ statement of 3481
expenditures or the details of a financial transaction that 3482
contains a disputed expenditure or financial transaction shall 3483
be extended pending the final decision of the commission. ~~This-~~ 3484
~~extension does not extend the time for filing the nondisputed-~~ 3485
~~portions of either type of statement.~~ The commission shall 3486
notify the parties of its final decision by certified mail. If 3487
the commission decides that the disputed expenditure or 3488
financial transaction should be reported, the employer or 3489
executive agency lobbyist shall include the matter in ~~an amended-~~ 3490
the statement and. The employer or executive agency lobbyist 3491
shall file the amended statement not later than ten days after 3492
receiving notice of the decision of the commission by certified 3493
mail. 3494

An employer or executive agency lobbyist who files a false 3495
statement of expenditures or details of a financial transaction 3496
is liable in a civil action to any public officer or employee 3497
who sustains damage as a result of the filing or publication of 3498
the statement. 3499

Sec. 121.66. (A) Sections 121.62 ~~and~~, 121.63, and 121.641 3500
of the Revised Code do not apply to efforts to influence 3501
executive agency decisions or conduct executive agency lobbying 3502
activity by any of the following: 3503

(1) Appearances at public hearings of the committees of 3504
the general assembly, at court proceedings, at rule-making or 3505
adjudication proceedings, or at other public meetings; 3506

(2) News, editorial, and advertising statements published 3507
in bona fide newspapers, journals, or magazines, or broadcast 3508
over radio or television; 3509

(3) The gathering and furnishing of information and news 3510
by bona fide reporters, correspondents, or news bureaus to news 3511
media described in division (A) (2) of this section; 3512

(4) Publications primarily designed for and distributed to 3513
members of bona fide associations or charitable or fraternal 3514
nonprofit corporations. 3515

(B) Nothing in sections 121.60 to 121.69 of the Revised 3516
Code requires the reporting of, or prohibits an elected 3517
executive official from soliciting or accepting, a contribution 3518
from or an expenditure by any person if the contribution or 3519
expenditure is reported in accordance with Chapter 3517. of the 3520
Revised Code. 3521

Sec. 121.68. ~~(A)~~ (A) (1) The joint legislative ethics 3522
committee shall keep on file the statements required by sections 3523
121.62, 121.63, ~~and 121.64,~~ and 121.641 of the Revised Code. 3524
These statements are public records and open to public 3525
inspection, and the joint committee shall ~~computerize~~ publish 3526
them ~~so that the information contained in and make them is~~ 3527
~~readily accessible~~ available to the general public on its 3528
official web site. The joint committee shall provide copies of 3529
the statements to the general public on request and may charge a 3530
reasonable fee not to exceed the cost of copying and delivering 3531
the statement. 3532

(2) Beginning January 1, 2025, the information in 3533
statements that are described in division (A) (1) of this section 3534
and are published on the official web site of the joint 3535
committee shall include a link to the official web site of the 3536
office of the secretary of state that contains the information 3537
in statements of contributions and expenditures and monthly 3538
statements and statements of independent expenditures described 3539

in division (B) (1) of section 3517.106 of the Revised Code that 3540
is made available online through the internet under division (I) 3541
of that section. 3542

(B) Not later than the last day of February and October of 3543
each year, the joint committee shall compile from the 3544
registration statements filed with it a complete and updated 3545
list of registered executive agency lobbyists and their 3546
employers, ~~and distribute the list to each elected executive~~ 3547
~~official and the director of each department created under~~ 3548
~~section 121.02 of the Revised Code, who shall distribute the~~ 3549
~~list to the appropriate personnel under his jurisdiction.~~ The 3550
joint committee shall provide copies of the list to the general 3551
public upon request and may charge a reasonable fee not to 3552
exceed the cost of copying and delivering the list. 3553

~~(C) The joint committee shall maintain a list of all~~ 3554
~~executive agencies. The joint committee shall provide copies of~~ 3555
~~the list to the general public on request and may charge a~~ 3556
~~reasonable fee not to exceed the cost of copying and delivering~~ 3557
~~the document.~~ 3558

~~(D)~~ The joint committee shall prescribe and make available 3559
an appropriate form for the filings required by sections 121.62, 3560
121.63, ~~and 121.64,~~ and 121.641 of the Revised Code. The form 3561
shall contain the following notice in boldface type: "ANY PERSON 3562
WHO KNOWINGLY FILES A FALSE STATEMENT IS GUILTY OF FALSIFICATION 3563
UNDER SECTION 2921.13 OF THE REVISED CODE, WHICH IS A 3564
MISDEMEANOR OF THE FIRST DEGREE." 3565

~~(E)~~ (D) The joint committee may adopt rules as necessary 3566
to implement sections 121.60 to 121.69 of the Revised Code, and 3567
any such rules it adopts shall be adopted in accordance with 3568
section 111.15 of the Revised Code. 3569

~~(F)~~ (E) The joint committee shall publish a handbook that 3570
explains in clear and concise language the provisions of 3571
sections 121.60 to 121.69 of the Revised Code and make it 3572
available free of charge to executive agency lobbyists, 3573
employers, and any other interested persons. 3574

Sec. 122.651. (A) There is hereby created the clean Ohio 3575
council consisting of the director of development or the 3576
director's designee, the director of environmental protection or 3577
the director's designee, the lieutenant governor or the 3578
lieutenant governor's designee, the director of the Ohio public 3579
works commission as a nonvoting, ex officio member, one member 3580
of the majority party of the senate and one member of the 3581
minority party of the senate to be appointed by the president of 3582
the senate, one member of the majority party of the house of 3583
representatives and one member of the minority party of the 3584
house of representatives to be appointed by the speaker of the 3585
house of representatives, and seven members to be appointed by 3586
the governor with the advice and consent of the senate. Of the 3587
members appointed by the governor, one shall represent the 3588
interests of counties, one shall represent the interests of 3589
townships, one shall represent the interests of municipal 3590
corporations, two shall represent the interests of business and 3591
development, and two shall represent statewide environmental 3592
advocacy organizations. The members appointed by the governor 3593
shall reflect the demographic and economic diversity of the 3594
population of the state. Additionally, the governor's 3595
appointments shall represent all areas of the state. All 3596
appointments to the council shall be made not later than one 3597
hundred twenty days after July 26, 2001. 3598

(B) The members appointed by the president of the senate 3599
and speaker of the house of representatives shall serve at the 3600

pleasure of their appointing authorities. Of the initial members 3601
appointed by the governor to the clean Ohio council, four shall 3602
be appointed for two years and three shall be appointed for one 3603
year. Thereafter, terms of office for members appointed by the 3604
governor shall be for two years, with each term ending on the 3605
same day of the same month as did the term that it succeeds. 3606
Each of those members shall hold office from the date of 3607
appointment until the end of the term for which the member is 3608
appointed. 3609

Members may be reappointed. Vacancies shall be filled in 3610
the same manner as provided for original appointments. Any 3611
member appointed to fill a vacancy occurring prior to the 3612
expiration date of the term for which the member was appointed 3613
shall hold office for the remainder of that term. A member shall 3614
continue in office after the expiration date of the member's 3615
term until the member's successor takes office or until a period 3616
of sixty days has elapsed, whichever occurs first. The governor 3617
may remove a member appointed by the governor for misfeasance, 3618
nonfeasance, or malfeasance in office. 3619

(C) The governor shall appoint a member of the clean Ohio 3620
council to serve as the chairperson of the council. The director 3621
of development shall serve as the vice-chairperson of the 3622
council unless appointed chairperson. If the director is 3623
appointed chairperson, the council annually shall select from 3624
among its members a vice-chairperson to serve while the director 3625
is chairperson. The council annually shall select from among its 3626
members a secretary to keep a record of its proceedings. A 3627
majority vote of a quorum of the members of the council is 3628
necessary to take action on any matter. The council may adopt 3629
bylaws governing its operation, including bylaws that establish 3630
the frequency of meetings, procedures for reviewing eligible 3631

projects under sections 122.65 to 122.658 of the Revised Code 3632
and policies and requirements established under section 122.657 3633
of the Revised Code, and other necessary procedures. 3634

(D) Members of the clean Ohio council shall be deemed to 3635
be public officials or officers only for the purposes of section 3636
9.86 and Chapters 102. and 2921. of the Revised Code. Serving as 3637
a member of the clean Ohio council does not constitute holding a 3638
public office or position of employment so as to constitute 3639
grounds for removal of public officers or employees serving as 3640
members of the council from their offices or positions of 3641
employment. Members of the council shall file with the Ohio 3642
ethics commission the disclosure statement described in ~~division~~ 3643
~~(A) of section 102.02 of the Revised Code on the form prescribed~~ 3644
~~by the commission and be subject to divisions (C) and (D) of~~ 3645
~~that section.~~ Members of the council shall serve without 3646
compensation for attending council meetings, but shall receive 3647
their actual and necessary traveling and other expenses incurred 3648
in the performance of their official duties in accordance with 3649
the rules of the office of budget and management. 3650

(E) Members appointed by the governor to represent the 3651
interests of counties, townships, and municipal corporations do 3652
not have a conflict of interest by virtue of their service in 3653
the position. For the purposes of this division, "conflict of 3654
interest" means the taking of any action as a member of the 3655
council that affects a public agency the person serves as an 3656
officer or employee. 3657

(F) The department of development shall provide office 3658
space for the council. The council shall be assisted in its 3659
duties by the staff of the department of development and the 3660
environmental protection agency. 3661

(G) Sections 101.82 to 101.87 of the Revised Code do not 3662
apply to the clean Ohio council. 3663

Sec. 184.01. (A) There is hereby created the third 3664
frontier commission in the department of development. The 3665
purpose of the commission is to coordinate and administer 3666
science and technology programs to promote the welfare of the 3667
people of the state and to maximize the economic growth of the 3668
state through expansion of both of the following: 3669

(1) The state's high technology research and development 3670
capabilities; 3671

(2) The state's product and process innovation and 3672
commercialization. 3673

(B) (1) The commission shall consist of eleven members: the 3674
director of development, the chancellor of higher education, the 3675
governor's science and technology advisor, the chief investment 3676
officer of the nonprofit corporation formed under section 187.01 3677
of the Revised Code, and seven persons appointed by the governor 3678
with the advice and consent of the senate. 3679

(2) Of the seven persons appointed by the governor, one 3680
shall represent the central region, which is composed of the 3681
counties of Delaware, Fairfield, Fayette, Franklin, Hocking, 3682
Knox, Licking, Logan, Madison, Marion, Morrow, Perry, Pickaway, 3683
Ross, and Union; one shall represent the west central region, 3684
which is composed of the counties of Champaign, Clark, Darke, 3685
Greene, Miami, Montgomery, Preble, and Shelby; one shall 3686
represent the northeast region, which is composed of the 3687
counties of Ashland, Ashtabula, Carroll, Crawford, Columbiana, 3688
Cuyahoga, Erie, Geauga, Holmes, Huron, Lake, Lorain, Mahoning, 3689
Medina, Portage, Richland, Stark, Summit, Trumbull, Tuscarawas, 3690

and Wayne; one shall represent the northwest region, which is 3691
composed of the counties of Allen, Auglaize, Defiance, Fulton, 3692
Hancock, Hardin, Henry, Lucas, Mercer, Ottawa, Paulding, Putnam, 3693
Sandusky, Seneca, Van Wert, Williams, Wood, and Wyandot; one 3694
shall represent the southeast region, which shall represent the 3695
counties of Adams, Athens, Belmont, Coshocton, Gallia, Guernsey, 3696
Harrison, Jackson, Jefferson, Lawrence, Meigs, Monroe, Morgan, 3697
Muskingum, Noble, Pike, Scioto, Vinton, and Washington; one 3698
shall represent the southwest region, which is composed of the 3699
counties of Butler, Brown, Clermont, Clinton, Hamilton, 3700
Highland, and Warren; and one shall represent the public at 3701
large. Of the initial appointments, two shall be for one year, 3702
two shall be for two years, and two shall be for three years as 3703
assigned by the governor. Thereafter, appointments shall be for 3704
three-year terms. Members may be reappointed and vacancies shall 3705
be filled in the same manner as appointments. A person must have 3706
a background in business or research in order to be eligible for 3707
appointment to the commission. 3708

(3) The governor shall select a chairperson from among the 3709
members, who shall serve in that role at the pleasure of the 3710
governor. Sections 101.82 to 101.87 of the Revised Code do not 3711
apply to the commission. 3712

(C) The commission shall meet at least once during each 3713
quarter of the calendar year or at the call of the chairperson. 3714
A majority of all members of the commission constitutes a 3715
quorum, and no action shall be taken without the concurrence of 3716
a majority of the members. 3717

(D) The commission shall administer any money that may be 3718
appropriated to it by the general assembly. The commission may 3719
use such money for research and commercialization and for any 3720

other purposes that may be designated by the commission. 3721

(E) The department shall provide office space and 3722
facilities for the commission. Administrative costs associated 3723
with the operation of the commission or with any program or 3724
activity administered by the commission shall be paid from 3725
amounts appropriated to the commission or to the department for 3726
such purposes. 3727

(F) The attorney general shall serve as the legal 3728
representative for the commission and may appoint other counsel 3729
as necessary for that purpose in accordance with section 109.07 3730
of the Revised Code. 3731

(G) Members of the commission shall serve without 3732
compensation, but shall receive their reasonable and necessary 3733
expenses incurred in the conduct of commission business. 3734

(H) Members of the commission shall file financial 3735
disclosure statements described in ~~division (B) of~~ section 3736
102.02 of the Revised Code. 3737

Sec. 184.03. (A) There is hereby created the third 3738
frontier advisory board that, upon request of the third frontier 3739
commission, shall provide general advice to the commission on 3740
various items including, but not limited to, the following: 3741

(1) Strategic planning for programs administered by the 3742
commission; 3743

(2) Budget and funding priorities, funding processes, 3744
request-for-proposal criteria, and other aspects of the 3745
management and coordination of programs administered by the 3746
commission; 3747

(3) Metrics and methods of measuring the progress and 3748

impact of programs administered by the commission; 3749

(4) Studies to be conducted to collect and analyze data 3750
relevant to advancing the goals of programs administered by the 3751
commission; 3752

(5) The commission's powers and duties under sections 3753
184.10 to 184.20 of the Revised Code. 3754

(B) The board shall consist of sixteen members selected 3755
for their knowledge of and experience in science and technology 3756
matters that may affect the state in the near future. Of the 3757
sixteen members, fourteen shall be appointed by the governor, 3758
one shall be appointed by the speaker of the house of 3759
representatives, and one shall be appointed by the president of 3760
the senate. 3761

(1) Of the fourteen members appointed by the governor, 3762
nine shall be representative of or have experience with business 3763
matters that affect the state and five shall be representative 3764
of or have experience with matters affecting universities or 3765
nonprofit research institutions in the state. 3766

(2) Of the governor's initial appointees that are 3767
representative of or have experience with business matters that 3768
affect the state, three shall serve an initial term of one year, 3769
three shall serve an initial term of two years, and three shall 3770
serve an initial term of three years. All of the initial 3771
appointees that are representative of or have experience with 3772
matters affecting university or nonprofit research institutions 3773
shall serve an initial term of three years. Thereafter, each 3774
member appointed by the governor shall serve a three-year term. 3775

(3) All appointees to the board shall serve at the 3776
pleasure of their appointing authorities. 3777

(4) Not more than nine members of the board shall be of 3778
the same political party. 3779

(C) The governor shall appoint the chairperson of the 3780
board from among its members, and the chairperson shall serve in 3781
that role at the pleasure of the governor. 3782

(D) A majority of the members of the board constitutes a 3783
quorum, and no action shall be taken without the affirmative 3784
vote of a majority of the members. 3785

(E) Each member of the board shall hold office from the 3786
date of appointment until the end of the term for which the 3787
member was appointed. A member may be reappointed for an 3788
unlimited number of terms. A member appointed to fill a vacancy 3789
occurring prior to the expiration of the term for which the 3790
member's predecessor was appointed shall hold office for the 3791
remainder of such term. A vacancy in an unexpired term shall be 3792
filled in the same manner as the original appointment. A member 3793
of the board shall continue in office subsequent to the 3794
expiration date of the member's term until the member's 3795
successor takes office, or until a period of sixty days has 3796
elapsed, whichever occurs first. The governor may remove any 3797
member of the board for malfeasance, misfeasance, or nonfeasance 3798
after a hearing in accordance with Chapter 119. of the Revised 3799
Code. 3800

(F) Members of the board shall not act as representatives 3801
of any specific disciplinary, regional, or organizational 3802
interest. Members shall represent a wide variety of experience 3803
valuable in technology research and development, product process 3804
innovation and commercialization, and creating and managing 3805
high-growth technology-based companies. 3806

(G) Members of the board shall file financial disclosure statements described in ~~division (B) of~~ section 102.02 of the Revised Code.

(H) Members of the board shall serve without compensation but shall receive their reasonable and necessary expenses incurred in the conduct of board business.

(I) Before entering upon duties as a member of the board, each member shall take an oath as provided by Section 7 of Article XV, Ohio Constitution.

(J) The department of development shall provide office space and facilities for the board.

(K) Sections 101.82 to 101.87 of the Revised Code do not apply to the board.

Sec. 187.03. (A) JobsOhio may perform such functions as permitted and shall perform such duties as prescribed by law and as set forth in any contract entered into under section 187.04 of the Revised Code, but shall not be considered a state or public department, agency, office, body, institution, or instrumentality for purposes of section 1.60 or Chapter 102., 121., 125., or 149. of the Revised Code. JobsOhio and its board of directors are not subject to the following sections of Chapter 1702. of the Revised Code: sections 1702.03, 1702.08, 1702.09, 1702.21, 1702.24, 1702.26, 1702.27, 1702.28, 1702.29, 1702.301, 1702.33, 1702.34, 1702.37, 1702.38, 1702.40 to 1702.52, 1702.521, 1702.54, 1702.57, 1702.58, 1702.59, 1702.60, 1702.80, and 1702.99. Nothing in this division shall be construed to impair the powers and duties of the Ohio ethics commission described in section 102.06 of the Revised Code to investigate and enforce section 102.02 of the Revised Code with

regard to individuals required to file statements under division 3836
(B) (2) of this section. 3837

(B) (1) Directors and employees of JobsOhio are not 3838
employees or officials of the state and, except as provided in 3839
division (B) (2) of this section, are not subject to Chapter 3840
102., 124., 145., or 4117. of the Revised Code. 3841

(2) The chief investment officer, any other officer or 3842
employee with significant administrative, supervisory, 3843
contracting, or investment authority, and any director of 3844
JobsOhio shall file, with the Ohio ethics commission, a 3845
financial disclosure statement pursuant to ~~section~~ sections 3846
102.02 and 102.022 of the Revised Code ~~that includes, in place~~ 3847
~~of the information required by divisions (A) (2) (b), (g), (h),~~ 3848
~~and (i) of that section, the information required by divisions~~ 3849
~~(A) and (B) of section 102.022 of the Revised Code.~~ The governor 3850
shall comply with all applicable requirements of section 102.02 3851
of the Revised Code. 3852

(3) Actual or in-kind expenditures for the travel, meals, 3853
or lodging of the governor or of any public official or employee 3854
designated by the governor for the purpose of this division 3855
shall not be considered a violation of section 102.03 of the 3856
Revised Code if the expenditures are made by the corporation, or 3857
on behalf of the corporation by any person, in connection with 3858
the governor's performance of official duties related to 3859
JobsOhio. The governor may designate any person, including a 3860
person who is a public official or employee as defined in 3861
section 102.01 of the Revised Code, for the purpose of this 3862
division if such expenditures are made on behalf of the person 3863
in connection with the governor's performance of official duties 3864
related to JobsOhio. A public official or employee so designated 3865

by the governor shall comply with all applicable requirements of 3866
section 102.02 of the Revised Code. 3867

At the times and frequency agreed to under division (B) (2) 3868
(b) of section 187.04 of the Revised Code, beginning in 2012, 3869
the corporation shall file with the department of development a 3870
written report of all such expenditures paid or incurred during 3871
the preceding calendar year. The report shall state the dollar 3872
value and purpose of each expenditure, the date of each 3873
expenditure, the name of the person that paid or incurred each 3874
expenditure, and the location, if any, where services or 3875
benefits of an expenditure were received, provided that any such 3876
information that may disclose proprietary information as defined 3877
in division (C) of this section shall not be included in the 3878
report. 3879

(4) The prohibition applicable to former public officials 3880
or employees in division (A) (1) of section 102.03 of the Revised 3881
Code does not apply to any person appointed to be a director or 3882
hired as an employee of JobsOhio. 3883

(5) Notwithstanding division (A) (2) of section 145.01 of 3884
the Revised Code, any person who is a former state employee 3885
shall no longer be considered a public employee for purposes of 3886
Chapter 145. of the Revised Code upon commencement of employment 3887
with JobsOhio. 3888

(6) Any director, officer, or employee of JobsOhio may 3889
request an advisory opinion from the Ohio ethics commission with 3890
regard to questions concerning the provisions of sections 102.02 3891
and 102.022 of the Revised Code to which the person is subject. 3892

(C) Meetings of the board of directors at which a quorum 3893
of the board is required to be physically present pursuant to 3894

division (F) of section 187.01 of the Revised Code shall be open 3895
to the public except, by a majority vote of the directors 3896
present at the meeting, such a meeting may be closed to the 3897
public only for one or more of the following purposes: 3898

(1) To consider business strategy of the corporation; 3899

(2) To consider proprietary information belonging to 3900
potential applicants or potential recipients of business 3901
recruitment, retention, or creation incentives. For the purposes 3902
of this division, "proprietary information" means marketing 3903
plans, specific business strategy, production techniques and 3904
trade secrets, financial projections, or personal financial 3905
statements of applicants or members of the applicants' immediate 3906
family, including, but not limited to, tax records or other 3907
similar information not open to the public inspection. 3908

(3) To consider legal matters, including litigation, in 3909
which the corporation is or may be involved; 3910

(4) To consider personnel matters related to an individual 3911
employee of the corporation. 3912

(D) The board of directors shall establish a reasonable 3913
method whereby any person may obtain the time and place of all 3914
public meetings described in division (C) of this section. The 3915
method shall provide that any person, upon request and payment 3916
of a reasonable fee, may obtain reasonable advance notification 3917
of all such meetings. 3918

(E) The board of directors shall promptly prepare, file, 3919
and maintain minutes of all public meetings described in 3920
division (C) of this section. 3921

(F) Not later than the first day of July of each year, the 3922
chief investment officer of JobsOhio shall prepare and submit a 3923

report of the corporation's activities for the preceding year to 3924
the governor, the speaker and minority leader of the house of 3925
representatives, and the president and minority leader of the 3926
senate. The annual report shall include the following: 3927

(1) An analysis of the state's economy; 3928

(2) A description of the structure, operation, and 3929
financial status of the corporation; 3930

(3) A description of the corporation's strategy to improve 3931
the state economy and the standards of measure used to evaluate 3932
its progress; 3933

(4) An evaluation of the performance of current strategies 3934
and major initiatives; 3935

(5) An analysis of any statutory or administrative 3936
barriers to successful economic development, business 3937
recruitment, and job growth in the state identified by JobsOhio 3938
during the preceding year. 3939

Sec. 2701.11. Subject to rules implementing this section 3940
and section 2701.12 of the Revised Code that shall be 3941
promulgated by the supreme court, upon written and sworn 3942
complaint setting forth the cause or causes and after reasonable 3943
notice thereof and an opportunity to be heard, any judge may be 3944
retired for disability, removed for cause, or suspended, without 3945
pay, for cause by a commission composed of five judges of this 3946
state, all of whom shall be appointed by the supreme court from 3947
among judges of the courts of record located within the 3948
territorial jurisdiction in each of any five of the appellate 3949
districts, not including that within which the respondent judge 3950
resides. 3951

Such a commission shall be appointed by the supreme court 3952

upon receipt of a report of its board of ~~commissioners on~~ 3953
~~grievances and discipline~~ professional conduct that such board 3954
has received a written and sworn complaint alleging that cause 3955
exists for retirement, removal, or suspension of a judge under 3956
section 2701.12 of the Revised Code, and that upon investigation 3957
and a finding by at least two-thirds of the members of such 3958
board that there is substantial credible evidence in support of 3959
such complaint. Any judge so retired, removed, or suspended may 3960
appeal, on the record made before the commission, from the 3961
commission's action to the supreme court. The commission, the 3962
court, or a judge of the court may stay execution of an order 3963
pending disposition of an appeal. The court may affirm, reverse, 3964
or modify the order of the commission. 3965

Members of the commission shall be reimbursed from the 3966
state treasury for their actual and necessary expenses in 3967
connection with their service on the commission. 3968

The administrative director of the supreme court shall be 3969
the secretary of each commission appointed to consider 3970
retirement, removal, or suspension of a judge. The secretary 3971
shall certify each order of a commission which commands the 3972
retirement, removal, or suspension of a judge to the governor, 3973
the chief justice of the supreme court, and the officer required 3974
by law to draw warrants for payment of the salary of such judge. 3975

Upon the request of any such commission, the attorney 3976
general shall assist in the performance of its duties. 3977

Sec. 2925.01. As used in this chapter: 3978

(A) "Administer," "controlled substance," "controlled 3979
substance analog," "dispense," "distribute," "hypodermic," 3980
"manufacturer," "official written order," "person," 3981

"pharmacist," "pharmacy," "sale," "schedule I," "schedule II," 3982
"schedule III," "schedule IV," "schedule V," and "wholesaler" 3983
have the same meanings as in section 3719.01 of the Revised 3984
Code. 3985

(B) "Drug dependent person" and "drug of abuse" have the 3986
same meanings as in section 3719.011 of the Revised Code. 3987

(C) "Drug," "dangerous drug," "licensed health 3988
professional authorized to prescribe drugs," and "prescription" 3989
have the same meanings as in section 4729.01 of the Revised 3990
Code. 3991

(D) "Bulk amount" of a controlled substance means any of 3992
the following: 3993

(1) For any compound, mixture, preparation, or substance 3994
included in schedule I, schedule II, or schedule III, with the 3995
exception of any controlled substance analog, marihuana, 3996
cocaine, L.S.D., heroin, any fentanyl-related compound, and 3997
hashish and except as provided in division (D) (2), (5), or (6) 3998
of this section, whichever of the following is applicable: 3999

(a) An amount equal to or exceeding ten grams or twenty- 4000
five unit doses of a compound, mixture, preparation, or 4001
substance that is or contains any amount of a schedule I opiate 4002
or opium derivative; 4003

(b) An amount equal to or exceeding ten grams of a 4004
compound, mixture, preparation, or substance that is or contains 4005
any amount of raw or gum opium; 4006

(c) An amount equal to or exceeding thirty grams or ten 4007
unit doses of a compound, mixture, preparation, or substance 4008
that is or contains any amount of a schedule I hallucinogen 4009
other than tetrahydrocannabinol or lysergic acid amide, or a 4010

schedule I stimulant or depressant; 4011

(d) An amount equal to or exceeding twenty grams or five 4012
times the maximum daily dose in the usual dose range specified 4013
in a standard pharmaceutical reference manual of a compound, 4014
mixture, preparation, or substance that is or contains any 4015
amount of a schedule II opiate or opium derivative; 4016

(e) An amount equal to or exceeding five grams or ten unit 4017
doses of a compound, mixture, preparation, or substance that is 4018
or contains any amount of phencyclidine; 4019

(f) An amount equal to or exceeding one hundred twenty 4020
grams or thirty times the maximum daily dose in the usual dose 4021
range specified in a standard pharmaceutical reference manual of 4022
a compound, mixture, preparation, or substance that is or 4023
contains any amount of a schedule II stimulant that is in a 4024
final dosage form manufactured by a person authorized by the 4025
"Federal Food, Drug, and Cosmetic Act," 52 Stat. 1040 (1938), 21 4026
U.S.C.A. 301, as amended, and the federal drug abuse control 4027
laws, as defined in section 3719.01 of the Revised Code, that is 4028
or contains any amount of a schedule II depressant substance or 4029
a schedule II hallucinogenic substance; 4030

(g) An amount equal to or exceeding three grams of a 4031
compound, mixture, preparation, or substance that is or contains 4032
any amount of a schedule II stimulant, or any of its salts or 4033
isomers, that is not in a final dosage form manufactured by a 4034
person authorized by the Federal Food, Drug, and Cosmetic Act 4035
and the federal drug abuse control laws. 4036

(2) An amount equal to or exceeding one hundred twenty 4037
grams or thirty times the maximum daily dose in the usual dose 4038
range specified in a standard pharmaceutical reference manual of 4039

a compound, mixture, preparation, or substance that is or 4040
contains any amount of a schedule III or IV substance other than 4041
an anabolic steroid or a schedule III opiate or opium 4042
derivative; 4043

(3) An amount equal to or exceeding twenty grams or five 4044
times the maximum daily dose in the usual dose range specified 4045
in a standard pharmaceutical reference manual of a compound, 4046
mixture, preparation, or substance that is or contains any 4047
amount of a schedule III opiate or opium derivative; 4048

(4) An amount equal to or exceeding two hundred fifty 4049
milliliters or two hundred fifty grams of a compound, mixture, 4050
preparation, or substance that is or contains any amount of a 4051
schedule V substance; 4052

(5) An amount equal to or exceeding two hundred solid 4053
dosage units, sixteen grams, or sixteen milliliters of a 4054
compound, mixture, preparation, or substance that is or contains 4055
any amount of a schedule III anabolic steroid; 4056

(6) For any compound, mixture, preparation, or substance 4057
that is a combination of a fentanyl-related compound and any 4058
other compound, mixture, preparation, or substance included in 4059
schedule III, schedule IV, or schedule V, if the defendant is 4060
charged with a violation of section 2925.11 of the Revised Code 4061
and the sentencing provisions set forth in divisions (C)(10)(b) 4062
and (C)(11) of that section will not apply regarding the 4063
defendant and the violation, the bulk amount of the controlled 4064
substance for purposes of the violation is the amount specified 4065
in division (D)(1), (2), (3), (4), or (5) of this section for 4066
the other schedule III, IV, or V controlled substance that is 4067
combined with the fentanyl-related compound. 4068

(E) "Unit dose" means an amount or unit of a compound, 4069
mixture, or preparation containing a controlled substance that 4070
is separately identifiable and in a form that indicates that it 4071
is the amount or unit by which the controlled substance is 4072
separately administered to or taken by an individual. 4073

(F) "Cultivate" includes planting, watering, fertilizing, 4074
or tilling. 4075

(G) "Drug abuse offense" means any of the following: 4076

(1) A violation of division (A) of section 2913.02 that 4077
constitutes theft of drugs, or a violation of section 2925.02, 4078
2925.03, 2925.04, 2925.041, 2925.05, 2925.06, 2925.11, 2925.12, 4079
2925.13, 2925.22, 2925.23, 2925.24, 2925.31, 2925.32, 2925.36, 4080
or 2925.37 of the Revised Code; 4081

(2) A violation of an existing or former law of this or 4082
any other state or of the United States that is substantially 4083
equivalent to any section listed in division (G) (1) of this 4084
section; 4085

(3) An offense under an existing or former law of this or 4086
any other state, or of the United States, of which planting, 4087
cultivating, harvesting, processing, making, manufacturing, 4088
producing, shipping, transporting, delivering, acquiring, 4089
possessing, storing, distributing, dispensing, selling, inducing 4090
another to use, administering to another, using, or otherwise 4091
dealing with a controlled substance is an element; 4092

(4) A conspiracy to commit, attempt to commit, or 4093
complicity in committing or attempting to commit any offense 4094
under division (G) (1), (2), or (3) of this section. 4095

(H) "Felony drug abuse offense" means any drug abuse 4096
offense that would constitute a felony under the laws of this 4097

state, any other state, or the United States. 4098

(I) "Harmful intoxicant" does not include beer or 4099
intoxicating liquor but means any of the following: 4100

(1) Any compound, mixture, preparation, or substance the 4101
gas, fumes, or vapor of which when inhaled can induce 4102
intoxication, excitement, giddiness, irrational behavior, 4103
depression, stupefaction, paralysis, unconsciousness, 4104
asphyxiation, or other harmful physiological effects, and 4105
includes, but is not limited to, any of the following: 4106

(a) Any volatile organic solvent, plastic cement, model 4107
cement, fingernail polish remover, lacquer thinner, cleaning 4108
fluid, gasoline, or other preparation containing a volatile 4109
organic solvent; 4110

(b) Any aerosol propellant; 4111

(c) Any fluorocarbon refrigerant; 4112

(d) Any anesthetic gas. 4113

(2) Gamma Butyrolactone; 4114

(3) 1,4 Butanediol. 4115

(J) "Manufacture" means to plant, cultivate, harvest, 4116
process, make, prepare, or otherwise engage in any part of the 4117
production of a drug, by propagation, extraction, chemical 4118
synthesis, or compounding, or any combination of the same, and 4119
includes packaging, repackaging, labeling, and other activities 4120
incident to production. 4121

(K) "Possess" or "possession" means having control over a 4122
thing or substance, but may not be inferred solely from mere 4123
access to the thing or substance through ownership or occupation 4124

of the premises upon which the thing or substance is found. 4125

(L) "Sample drug" means a drug or pharmaceutical 4126
preparation that would be hazardous to health or safety if used 4127
without the supervision of a licensed health professional 4128
authorized to prescribe drugs, or a drug of abuse, and that, at 4129
one time, had been placed in a container plainly marked as a 4130
sample by a manufacturer. 4131

(M) "Standard pharmaceutical reference manual" means the 4132
current edition, with cumulative changes if any, of references 4133
that are approved by the state board of pharmacy. 4134

(N) "Juvenile" means a person under eighteen years of age. 4135

(O) "Counterfeit controlled substance" means any of the 4136
following: 4137

(1) Any drug that bears, or whose container or label 4138
bears, a trademark, trade name, or other identifying mark used 4139
without authorization of the owner of rights to that trademark, 4140
trade name, or identifying mark; 4141

(2) Any unmarked or unlabeled substance that is 4142
represented to be a controlled substance manufactured, 4143
processed, packed, or distributed by a person other than the 4144
person that manufactured, processed, packed, or distributed it; 4145

(3) Any substance that is represented to be a controlled 4146
substance but is not a controlled substance or is a different 4147
controlled substance; 4148

(4) Any substance other than a controlled substance that a 4149
reasonable person would believe to be a controlled substance 4150
because of its similarity in shape, size, and color, or its 4151
markings, labeling, packaging, distribution, or the price for 4152

which it is sold or offered for sale. 4153

(P) An offense is "committed in the vicinity of a school" 4154
if the offender commits the offense on school premises, in a 4155
school building, or within one thousand feet of the boundaries 4156
of any school premises, regardless of whether the offender knows 4157
the offense is being committed on school premises, in a school 4158
building, or within one thousand feet of the boundaries of any 4159
school premises. 4160

(Q) "School" means any school operated by a board of 4161
education, any community school established under Chapter 3314. 4162
of the Revised Code, or any nonpublic school for which the state 4163
board of education prescribes minimum standards under section 4164
3301.07 of the Revised Code, whether or not any instruction, 4165
extracurricular activities, or training provided by the school 4166
is being conducted at the time a criminal offense is committed. 4167

(R) "School premises" means either of the following: 4168

(1) The parcel of real property on which any school is 4169
situated, whether or not any instruction, extracurricular 4170
activities, or training provided by the school is being 4171
conducted on the premises at the time a criminal offense is 4172
committed; 4173

(2) Any other parcel of real property that is owned or 4174
leased by a board of education of a school, the governing 4175
authority of a community school established under Chapter 3314. 4176
of the Revised Code, or the governing body of a nonpublic school 4177
for which the state board of education prescribes minimum 4178
standards under section 3301.07 of the Revised Code and on which 4179
some of the instruction, extracurricular activities, or training 4180
of the school is conducted, whether or not any instruction, 4181

extracurricular activities, or training provided by the school 4182
is being conducted on the parcel of real property at the time a 4183
criminal offense is committed. 4184

(S) "School building" means any building in which any of 4185
the instruction, extracurricular activities, or training 4186
provided by a school is conducted, whether or not any 4187
instruction, extracurricular activities, or training provided by 4188
the school is being conducted in the school building at the time 4189
a criminal offense is committed. 4190

(T) "Disciplinary counsel" means the disciplinary counsel 4191
appointed by the board of ~~commissioners on grievances and~~ 4192
~~discipline professional conduct~~ of the supreme court under the 4193
Rules for the Government of the Bar of Ohio. 4194

(U) "Certified grievance committee" means a duly 4195
constituted and organized committee of the Ohio state bar 4196
association or of one or more local bar associations of the 4197
state of Ohio that complies with the criteria set forth in Rule 4198
V, section 6 of the Rules for the Government of the Bar of Ohio. 4199

(V) "Professional license" means any license, permit, 4200
certificate, registration, qualification, admission, temporary 4201
license, temporary permit, temporary certificate, or temporary 4202
registration that is described in divisions (W)(1) to (37) of 4203
this section and that qualifies a person as a professionally 4204
licensed person. 4205

(W) "Professionally licensed person" means any of the 4206
following: 4207

(1) A person who has received a certificate or temporary 4208
certificate as a certified public accountant or who has 4209
registered as a public accountant under Chapter 4701. of the 4210

Revised Code and who holds an Ohio permit issued under that chapter; 4211
4212

(2) A person who holds a certificate of qualification to practice architecture issued or renewed and registered under Chapter 4703. of the Revised Code; 4213
4214
4215

(3) A person who is registered as a landscape architect under Chapter 4703. of the Revised Code or who holds a permit as a landscape architect issued under that chapter; 4216
4217
4218

(4) A person licensed under Chapter 4707. of the Revised Code; 4219
4220

(5) A person who has been issued a certificate of registration as a registered barber under Chapter 4709. of the Revised Code; 4221
4222
4223

(6) A person licensed and regulated to engage in the business of a debt pooling company by a legislative authority, under authority of Chapter 4710. of the Revised Code; 4224
4225
4226

(7) A person who has been issued a cosmetologist's license, hair designer's license, manicurist's license, esthetician's license, natural hair stylist's license, advanced cosmetologist's license, advanced hair designer's license, advanced manicurist's license, advanced esthetician's license, advanced natural hair stylist's license, cosmetology instructor's license, hair design instructor's license, manicurist instructor's license, esthetics instructor's license, natural hair style instructor's license, independent contractor's license, or tanning facility permit under Chapter 4713. of the Revised Code; 4227
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(8) A person who has been issued a license to practice dentistry, a general anesthesia permit, a conscious sedation 4238
4239

permit, a limited resident's license, a limited teaching 4240
license, a dental hygienist's license, or a dental hygienist's 4241
teacher's certificate under Chapter 4715. of the Revised Code; 4242

(9) A person who has been issued an embalmer's license, a 4243
funeral director's license, a funeral home license, or a 4244
crematory license, or who has been registered for an embalmer's 4245
or funeral director's apprenticeship under Chapter 4717. of the 4246
Revised Code; 4247

(10) A person who has been licensed as a registered nurse 4248
or practical nurse, or who has been issued a certificate for the 4249
practice of nurse-midwifery under Chapter 4723. of the Revised 4250
Code; 4251

(11) A person who has been licensed to practice optometry 4252
or to engage in optical dispensing under Chapter 4725. of the 4253
Revised Code; 4254

(12) A person licensed to act as a pawnbroker under 4255
Chapter 4727. of the Revised Code; 4256

(13) A person licensed to act as a precious metals dealer 4257
under Chapter 4728. of the Revised Code; 4258

(14) A person licensed under Chapter 4729. of the Revised 4259
Code as a pharmacist or pharmacy intern or registered under that 4260
chapter as a registered pharmacy technician, certified pharmacy 4261
technician, or pharmacy technician trainee; 4262

(15) A person licensed under Chapter 4729. of the Revised 4263
Code as a manufacturer of dangerous drugs, outsourcing facility, 4264
third-party logistics provider, repackager of dangerous drugs, 4265
wholesale distributor of dangerous drugs, or terminal 4266
distributor of dangerous drugs; 4267

- (16) A person who is authorized to practice as a physician 4268
assistant under Chapter 4730. of the Revised Code; 4269
- (17) A person who has been issued a license to practice 4270
medicine and surgery, osteopathic medicine and surgery, or 4271
podiatric medicine and surgery under Chapter 4731. of the 4272
Revised Code or has been issued a certificate to practice a 4273
limited branch of medicine under that chapter; 4274
- (18) A person licensed as a psychologist or school 4275
psychologist under Chapter 4732. of the Revised Code; 4276
- (19) A person registered to practice the profession of 4277
engineering or surveying under Chapter 4733. of the Revised 4278
Code; 4279
- (20) A person who has been issued a license to practice 4280
chiropractic under Chapter 4734. of the Revised Code; 4281
- (21) A person licensed to act as a real estate broker or 4282
real estate salesperson under Chapter 4735. of the Revised Code; 4283
- (22) A person registered as a registered environmental 4284
health specialist under Chapter 4736. of the Revised Code; 4285
- (23) A person licensed to operate or maintain a junkyard 4286
under Chapter 4737. of the Revised Code; 4287
- (24) A person who has been issued a motor vehicle salvage 4288
dealer's license under Chapter 4738. of the Revised Code; 4289
- (25) A person who has been licensed to act as a steam 4290
engineer under Chapter 4739. of the Revised Code; 4291
- (26) A person who has been issued a license or temporary 4292
permit to practice veterinary medicine or any of its branches, 4293
or who is registered as a graduate animal technician under 4294

Chapter 4741. of the Revised Code;	4295
(27) A person who has been issued a hearing aid dealer's	4296
or fitter's license or trainee permit under Chapter 4747. of the	4297
Revised Code;	4298
(28) A person who has been issued a class A, class B, or	4299
class C license or who has been registered as an investigator or	4300
security guard employee under Chapter 4749. of the Revised Code;	4301
(29) A person licensed to practice as a nursing home	4302
administrator under Chapter 4751. of the Revised Code;	4303
(30) A person licensed to practice as a speech-language	4304
pathologist or audiologist under Chapter 4753. of the Revised	4305
Code;	4306
(31) A person issued a license as an occupational	4307
therapist or physical therapist under Chapter 4755. of the	4308
Revised Code;	4309
(32) A person who is licensed as a licensed professional	4310
clinical counselor, licensed professional counselor, social	4311
worker, independent social worker, independent marriage and	4312
family therapist, or marriage and family therapist, or	4313
registered as a social work assistant under Chapter 4757. of the	4314
Revised Code;	4315
(33) A person issued a license to practice dietetics under	4316
Chapter 4759. of the Revised Code;	4317
(34) A person who has been issued a license or limited	4318
permit to practice respiratory therapy under Chapter 4761. of	4319
the Revised Code;	4320
(35) A person who has been issued a real estate appraiser	4321
certificate under Chapter 4763. of the Revised Code;	4322

(36) A person who has been issued a home inspector license 4323
under Chapter 4764. of the Revised Code; 4324

(37) A person who has been admitted to the bar by order of 4325
the supreme court in compliance with its prescribed and 4326
published rules. 4327

(X) "Cocaine" means any of the following: 4328

(1) A cocaine salt, isomer, or derivative, a salt of a 4329
cocaine isomer or derivative, or the base form of cocaine; 4330

(2) Coca leaves or a salt, compound, derivative, or 4331
preparation of coca leaves, including ecgonine, a salt, isomer, 4332
or derivative of ecgonine, or a salt of an isomer or derivative 4333
of ecgonine; 4334

(3) A salt, compound, derivative, or preparation of a 4335
substance identified in division (X)(1) or (2) of this section 4336
that is chemically equivalent to or identical with any of those 4337
substances, except that the substances shall not include 4338
decocainized coca leaves or extraction of coca leaves if the 4339
extractions do not contain cocaine or ecgonine. 4340

(Y) "L.S.D." means lysergic acid diethylamide. 4341

(Z) "Hashish" means a resin or a preparation of a resin to 4342
which both of the following apply: 4343

(1) It is contained in or derived from any part of the 4344
plant of the genus cannabis, whether in solid form or in a 4345
liquid concentrate, liquid extract, or liquid distillate form. 4346

(2) It has a delta-9 tetrahydrocannabinol concentration of 4347
more than three-tenths per cent. 4348

"Hashish" does not include a hemp byproduct in the 4349

possession of a licensed hemp processor under Chapter 928. of 4350
the Revised Code, provided that the hemp byproduct is being 4351
produced, stored, and disposed of in accordance with rules 4352
adopted under section 928.03 of the Revised Code. 4353

(AA) "Marihuana" has the same meaning as in section 4354
3719.01 of the Revised Code, except that it does not include 4355
hashish. 4356

(BB) An offense is "committed in the vicinity of a 4357
juvenile" if the offender commits the offense within one hundred 4358
feet of a juvenile or within the view of a juvenile, regardless 4359
of whether the offender knows the age of the juvenile, whether 4360
the offender knows the offense is being committed within one 4361
hundred feet of or within view of the juvenile, or whether the 4362
juvenile actually views the commission of the offense. 4363

(CC) "Presumption for a prison term" or "presumption that 4364
a prison term shall be imposed" means a presumption, as 4365
described in division (D) of section 2929.13 of the Revised 4366
Code, that a prison term is a necessary sanction for a felony in 4367
order to comply with the purposes and principles of sentencing 4368
under section 2929.11 of the Revised Code. 4369

(DD) "Major drug offender" has the same meaning as in 4370
section 2929.01 of the Revised Code. 4371

(EE) "Minor drug possession offense" means either of the 4372
following: 4373

(1) A violation of section 2925.11 of the Revised Code as 4374
it existed prior to July 1, 1996; 4375

(2) A violation of section 2925.11 of the Revised Code as 4376
it exists on and after July 1, 1996, that is a misdemeanor or a 4377
felony of the fifth degree. 4378

(FF) "Mandatory prison term" has the same meaning as in 4379
section 2929.01 of the Revised Code. 4380

(GG) "Adulterate" means to cause a drug to be adulterated 4381
as described in section 3715.63 of the Revised Code. 4382

(HH) "Public premises" means any hotel, restaurant, 4383
tavern, store, arena, hall, or other place of public 4384
accommodation, business, amusement, or resort. 4385

(II) "Methamphetamine" means methamphetamine, any salt, 4386
isomer, or salt of an isomer of methamphetamine, or any 4387
compound, mixture, preparation, or substance containing 4388
methamphetamine or any salt, isomer, or salt of an isomer of 4389
methamphetamine. 4390

(JJ) "Deception" has the same meaning as in section 4391
2913.01 of the Revised Code. 4392

(KK) "Fentanyl-related compound" means any of the 4393
following: 4394

(1) Fentanyl; 4395

(2) Alpha-methylfentanyl (N-[1-(alpha-methyl-beta- 4396
phenyl)ethyl-4- piperidyl]propionanilide; 1-(1-methyl-2- 4397
phenylethyl)-4-(N-propanilido) piperidine); 4398

(3) Alpha-methylthiofentanyl (N-[1-methyl-2-(2- 4399
thienyl)ethyl-4- piperidinyl]-N-phenylpropanamide); 4400

(4) Beta-hydroxyfentanyl (N-[1-(2-hydroxy-2-phenethyl-4- 4401
piperidinyl] -N-phenylpropanamide); 4402

(5) Beta-hydroxy-3-methylfentanyl (other name: N-[1-(2- 4403
hydroxy-2- phenethyl)-3-methyl-4-piperidinyl]-N- 4404
phenylpropanamide); 4405

- (6) 3-methylfentanyl (N-[3-methyl-1-(2-phenylethyl)-4-piperidyl]-N-phenylpropanamide); 4406
4407
- (7) 3-methylthiofentanyl (N-[3-methyl-1-[2-(thienyl)ethyl]-4-piperidinyl]-N-phenylpropanamide); 4408
4409
- (8) Para-fluorofentanyl (N-(4-fluorophenyl)-N-[1-(2-phenethyl)-4-piperidinyl]propanamide; 4410
4411
- (9) Thiofentanyl (N-phenyl-N-[1-(2-thienyl)ethyl-4-piperidinyl]-propanamide; 4412
4413
- (10) Alfentanil; 4414
- (11) Carfentanil; 4415
- (12) Remifentanil; 4416
- (13) Sufentanil; 4417
- (14) Acetyl-alpha-methylfentanyl (N-[1-(1-methyl-2-phenethyl)-4-piperidinyl]-N-phenylacetamide); and 4418
4419
- (15) Any compound that meets all of the following fentanyl 4420
pharmacophore requirements to bind at the mu receptor, as 4421
identified by a report from an established forensic laboratory, 4422
including acetylfentanyl, furanylfentanyl, valerylfentanyl, 4423
butyrylfentanyl, isobutyrylfentanyl, 4-methoxybutyrylfentanyl, 4424
para-fluorobutyrylfentanyl, acrylfentanyl, and ortho- 4425
fluorofentanyl: 4426
- (a) A chemical scaffold consisting of both of the 4427
following: 4428
- (i) A five, six, or seven member ring structure containing 4429
a nitrogen, whether or not further substituted; 4430
- (ii) An attached nitrogen to the ring, whether or not that 4431
nitrogen is enclosed in a ring structure, including an attached 4432

aromatic ring or other lipophilic group to that nitrogen. 4433

(b) A polar functional group attached to the chemical 4434
scaffold, including but not limited to a hydroxyl, ketone, 4435
amide, or ester; 4436

(c) An alkyl or aryl substitution off the ring nitrogen of 4437
the chemical scaffold; and 4438

(d) The compound has not been approved for medical use by 4439
the United States food and drug administration. 4440

(LL) "First degree felony mandatory prison term" means one 4441
of the definite prison terms prescribed in division (A) (1) (b) of 4442
section 2929.14 of the Revised Code for a felony of the first 4443
degree, except that if the violation for which sentence is being 4444
imposed is committed on or after March 22, 2019, it means one of 4445
the minimum prison terms prescribed in division (A) (1) (a) of 4446
that section for a felony of the first degree. 4447

(MM) "Second degree felony mandatory prison term" means 4448
one of the definite prison terms prescribed in division (A) (2) 4449
(b) of section 2929.14 of the Revised Code for a felony of the 4450
second degree, except that if the violation for which sentence 4451
is being imposed is committed on or after March 22, 2019, it 4452
means one of the minimum prison terms prescribed in division (A) 4453
(2) (a) of that section for a felony of the second degree. 4454

(NN) "Maximum first degree felony mandatory prison term" 4455
means the maximum definite prison term prescribed in division 4456
(A) (1) (b) of section 2929.14 of the Revised Code for a felony of 4457
the first degree, except that if the violation for which 4458
sentence is being imposed is committed on or after March 22, 4459
2019, it means the longest minimum prison term prescribed in 4460
division (A) (1) (a) of that section for a felony of the first 4461

degree. 4462

(OO) "Maximum second degree felony mandatory prison term" 4463
means the maximum definite prison term prescribed in division 4464
(A) (2) (b) of section 2929.14 of the Revised Code for a felony of 4465
the second degree, except that if the violation for which 4466
sentence is being imposed is committed on or after March 22, 4467
2019, it means the longest minimum prison term prescribed in 4468
division (A) (2) (a) of that section for a felony of the second 4469
degree. 4470

(PP) "Delta-9 tetrahydrocannabinol" has the same meaning 4471
as in section 928.01 of the Revised Code. 4472

(QQ) An offense is "committed in the vicinity of a 4473
substance addiction services provider or a recovering addict" if 4474
either of the following apply: 4475

(1) The offender commits the offense on the premises of a 4476
substance addiction services provider's facility, including a 4477
facility licensed prior to June 29, 2019, under section 5119.391 4478
of the Revised Code to provide methadone treatment or an opioid 4479
treatment program licensed on or after that date under section 4480
5119.37 of the Revised Code, or within five hundred feet of the 4481
premises of a substance addiction services provider's facility 4482
and the offender knows or should know that the offense is being 4483
committed within the vicinity of the substance addiction 4484
services provider's facility. 4485

(2) The offender sells, offers to sell, delivers, or 4486
distributes the controlled substance or controlled substance 4487
analog to a person who is receiving treatment at the time of the 4488
commission of the offense, or received treatment within thirty 4489
days prior to the commission of the offense, from a substance 4490

addiction services provider and the offender knows that the 4491
person is receiving or received that treatment. 4492

(RR) "Substance addiction services provider" means an 4493
agency, association, corporation or other legal entity, 4494
individual, or program that provides one or more of the 4495
following at a facility: 4496

(1) Either alcohol addiction services, or drug addiction 4497
services, or both such services that are certified by the 4498
director of mental health and addiction services under section 4499
5119.36 of the Revised Code; 4500

(2) Recovery supports that are related to either alcohol 4501
addiction services, or drug addiction services, or both such 4502
services and paid for with federal, state, or local funds 4503
administered by the department of mental health and addiction 4504
services or a board of alcohol, drug addiction, and mental 4505
health services. 4506

(SS) "Premises of a substance addiction services 4507
provider's facility" means the parcel of real property on which 4508
any substance addiction service provider's facility is situated. 4509

(TT) "Alcohol and drug addiction services" has the same 4510
meaning as in section 5119.01 of the Revised Code. 4511

Sec. 2925.38. If a person who is convicted of or pleads 4512
guilty to a violation of section 2925.02, 2925.03, 2925.04, 4513
2925.041, 2925.05, 2925.06, 2925.11, 2925.12, 2925.13, 2925.14, 4514
2925.141, 2925.22, 2925.23, 2925.31, 2925.32, 2925.36, or 4515
2925.37 of the Revised Code is a professionally licensed person, 4516
in addition to any other sanctions imposed for the violation, 4517
the court, except as otherwise provided in this section, 4518
immediately shall transmit a certified copy of the judgment 4519

entry of conviction to the regulatory or licensing board or 4520
agency that has the administrative authority to suspend or 4521
revoke the offender's professional license. If the 4522
professionally licensed person who is convicted of or pleads 4523
guilty to a violation of any section listed in this section is a 4524
person who has been admitted to the bar by order of the supreme 4525
court in compliance with its prescribed and published rules, in 4526
addition to any other sanctions imposed for the violation, the 4527
court immediately shall transmit a certified copy of the 4528
judgment entry of conviction to the secretary of the board of 4529
~~commissioners on grievances and discipline professional conduct~~ 4530
of the supreme court and to either the disciplinary counsel or 4531
the president, secretary, and chairperson of each certified 4532
grievance committee. 4533

Sec. 3781.343. A member of the underground technical 4534
committee is not subject to the disclosure requirements of 4535
~~sections section 102.02 and 102.021~~ of the Revised Code by 4536
virtue of membership on the committee. 4537

Sec. 4503.033. (A) Annually, on or before the thirty-first 4538
day of January, every deputy registrar shall file with the 4539
registrar of motor vehicles on a form prescribed by the 4540
registrar, a statement disclosing all of the following: 4541

(1) The name of the person filing the statement, and, if 4542
applicable, of ~~his-the person's~~ spouse and of members of ~~his-the~~ 4543
person's immediate family; 4544

(2) Any contribution made within the previous calendar 4545
year by the person and, if applicable, by ~~his-the person's~~ 4546
spouse and by members of ~~his-the person's~~ immediate family to 4547
each of the following: 4548

- (a) Any political party; 4549
- (b) Any candidate for the office of governor, attorney 4550
general, secretary of state, treasurer of state, auditor of 4551
state, member of the senate or house of representatives of the 4552
general assembly, or to the campaign committee of any such 4553
candidate. 4554
- (3) The month, day, and year in which the contribution was 4555
made; 4556
- (4) The full name and address of each person, political 4557
party, or campaign committee to which a contribution was made; 4558
- (5) The value in dollars and cents of the contribution. 4559
- (B) No person shall knowingly fail to file, on or before 4560
the filing deadline under this section, a statement that is 4561
required by division (A) of this section. 4562
- (C) No person shall knowingly make a false statement in a 4563
statement that is required to be filed under division (A) of 4564
this section. 4565
- (D) On and after March 2, 1994, the statement required by 4566
division (A) of this section shall be accompanied by a filing 4567
fee of twenty-five dollars. If the statement required by 4568
division (A) of this section is not filed by the date on which 4569
it is required to be filed, the registrar of motor vehicles 4570
shall assess a late filing fee as prescribed in division ~~(F)~~(I) 4571
of section 102.02 of the Revised Code. The registrar shall 4572
deposit all fees ~~he~~the registrar receives under this division 4573
into the general revenue fund of the state. 4574
- (E) Not later than the date a deputy registrar is required 4575
to file a statement under division (A) of this section, the 4576

deputy registrar shall file a copy of the statement with the 4577
office of the secretary of state. The secretary of state shall 4578
keep the copies of all statements filed with ~~his~~ the office of 4579
the secretary of state under this division only for the purpose 4580
of making them available for public inspection. 4581

(F) Whoever violates division (B) of this section shall be 4582
fined one thousand dollars. Whoever violates division (C) of 4583
this section shall be fined ten thousand dollars. 4584

Sec. 4705.021. (A) As used in this section: 4585

(1) "Disciplinary counsel" means the disciplinary counsel 4586
appointed by the board of ~~commissioners on grievances and~~ 4587
~~discipline~~ professional conduct of the supreme court under the 4588
Rules for the Government of the Bar of Ohio. 4589

(2) "Certified grievance committee" means a duly 4590
constituted and organized committee of the Ohio state bar 4591
association or of one or more local bar associations of the 4592
state that complies with the criteria set forth in rule V, 4593
section 3 of the Rules for the Government of the Bar of Ohio. 4594

(3) "Child support order" has the same meaning as in 4595
section 3119.01 of the Revised Code. 4596

(B) If an individual who has been admitted to the bar by 4597
order of the supreme court in compliance with its published 4598
rules is determined pursuant to sections 3123.01 to 3123.07 of 4599
the Revised Code by a court or child support enforcement agency 4600
to be in default under a support order being administered or 4601
handled by a child support enforcement agency, that agency may 4602
send a notice listing the name and social security number or 4603
other identification number of the individual and a certified 4604
copy of the court or agency determination that the individual is 4605

in default to the secretary of the board of ~~commissioners on~~ 4606
~~grievances and discipline~~ professional conduct of the supreme 4607
court and to either the disciplinary counsel or the president, 4608
secretary, and chairperson of each certified grievance committee 4609
if both of the following are the case: 4610

(1) At least ninety days have elapsed since the final and 4611
enforceable determination of default; 4612

(2) In the preceding ninety days, the obligor has failed 4613
to pay at least fifty per cent of the total monthly obligation 4614
due through means other than those described in sections 3123.81 4615
to 3123.85 of the Revised Code. 4616

Sec. 4901.021. (A) There is hereby created a public 4617
utilities commission nominating council consisting of the 4618
following: 4619

(1) The chairperson of the consumers' counsel governing 4620
board; 4621

(2) The president of the accountancy board; 4622

(3) The chairperson of the state board of registration for 4623
professional engineers and surveyors; 4624

(4) The president of the Ohio state bar association; 4625

(5) The president of the Ohio municipal league; 4626

(6) The director of development or the director's 4627
department-employed designee; 4628

(7) A member of the public appointed by the speaker of the 4629
house of representatives, to serve at the pleasure of the 4630
speaker; 4631

(8) A member of the public appointed by the president of 4632

the senate, to serve at the pleasure of the president; 4633

(9) A representative of the regulated public utilities of 4634
the state appointed by the governor, to serve at the pleasure of 4635
the governor; 4636

(10) A representative of the business community appointed 4637
by the governor, to serve at the pleasure of the governor; 4638

(11) A representative of organized labor appointed by the 4639
governor, to serve at the pleasure of the governor; 4640

(12) A senior citizen sixty-five years of age or older 4641
appointed by the director of aging, to serve at the pleasure of 4642
the director. 4643

(B) At its first meeting each calendar year, the council 4644
shall select from among its members a chairperson and secretary. 4645
The council may adopt bylaws governing its proceedings. 4646

(C) The council shall keep a record of its proceedings. 4647
Special meetings may be called by the chairperson, and shall be 4648
called by the chairperson upon receipt of a written request for 4649
a meeting signed by two or more members of the council. Written 4650
notice of the time and place of each meeting shall be sent to 4651
each member of the council. With the approval of the 4652
association's or league's governing body, the president of the 4653
Ohio state bar association or the president of the Ohio 4654
municipal league, respectively, may designate an alternate to 4655
represent the president at meetings of the council. With the 4656
approval of the board, the president of the accountancy board or 4657
the chairperson of the state board of registration for 4658
professional engineers and surveyors may designate such an 4659
alternate. Six members, or their alternates, constitute a 4660
quorum. 4661

(D) The council shall: 4662

(1) Review and evaluate possible appointees for the office 4663
of commissioner of the public utilities commission; 4664

(2) Consistent with division (D) of section 4901.02 of the 4665
Revised Code, not more than eighty-five nor less than sixty days 4666
prior to the expiration of the term of a public utilities 4667
commissioner or not more than thirty days after the death of, 4668
resignation of, or termination of service by, a public utilities 4669
commissioner, provide the governor with a list of four 4670
individuals who are, in the judgment of the council, the most 4671
fully qualified to accede to the office of commissioner. The 4672
list shall meet all of the following requirements: 4673

(a) The list shall not include the name of any individual 4674
who has failed to file a complete and accurate disclosure 4675
statement as required under section 4901.022 of the Revised 4676
Code. 4677

(b) The council shall not include the name of an 4678
individual upon the list, if the appointment of that individual 4679
by the governor would result in more than three members of the 4680
commission belonging to or being affiliated with the same 4681
political party. ~~The~~ 4682

(c) The council shall include on the list only the names 4683
of attorneys admitted to the practice of law in any state or the 4684
District of Columbia if an attorney must be appointed to fulfill 4685
the requirement of division (D) of section 4901.02 of the 4686
Revised Code. ~~To~~ 4687

(d) To the extent possible, in its performance of this 4688
duty, the council shall continually attempt to ensure that the 4689
primary focus of the background of two commissioners is in 4690

energy and that the primary focus of the background of two 4691
commissioners is in transportation or communications technology. 4692

(E) In reviewing and evaluating possible appointees for 4693
the office of public utilities commissioner, the council may 4694
accept comments from, cooperate with, and request information 4695
from any person. The council may make recommendations to the 4696
general assembly concerning changes in legislation to assist the 4697
council in the performance of its duties. 4698

(F) Within thirty days of receipt of the council's 4699
recommendations, the governor shall fill a vacancy occurring in 4700
the office of commissioner by appointment of one of the persons 4701
recommended by the council. Nothing in this section shall 4702
prevent the governor in the governor's discretion from rejecting 4703
all of the nominees of the council and reconvening the council 4704
in order to select four additional nominees. However, when the 4705
governor has reconvened the council and the council has provided 4706
the governor with a second list of four names, the governor 4707
shall make the appointment from one of the names on the first 4708
list or the second list. Each appointment by the governor shall 4709
be subject to the advice and consent of the senate. 4710

(G) Members of the council shall be compensated on a per 4711
diem basis pursuant to the procedures set forth in section 4712
124.14 of the Revised Code plus reasonable travel expenses. All 4713
the expenses of the nominating council shall be paid from moneys 4714
appropriated to the public utilities commission for that 4715
purpose. 4716

Sec. 4901.022. (A) In order to be eligible to be submitted 4717
to the governor as a possible appointee to the public utilities 4718
commission under division (D) (2) of section 4901.021 of the 4719
Revised Code, an individual shall have filed a complete and 4720

accurate statement under this section with the public utilities 4721
commission nominating council and with the Ohio ethics 4722
commission, on a form prescribed by the Ohio ethics commission, 4723
not more than sixty days before being submitted to the governor 4724
as a possible appointee. 4725

(B) The statement shall include all of the following 4726
information: 4727

(1) (a) The name of the filer and all names under which the 4728
filer does business or has done business; 4729

(b) The name of the filer's spouse and of each dependent 4730
child of the filer who is eighteen years of age or older and who 4731
resides in the filer's household and all names under which the 4732
spouse and each such dependent child do business or have done 4733
business; 4734

(c) The name of every corporation, trust, business trust, 4735
partnership, or association in which the filer, the filer's 4736
spouse, or the filer's dependent child who is eighteen years of 4737
age or older and resides in the filer's household holds any 4738
office or has held any office, or with which the filer, the 4739
filer's spouse, or the filer's dependent child who is eighteen 4740
years of age or older and resides in the filer's household has a 4741
fiduciary relationship or has had a fiduciary relationship, and 4742
a description of the nature of the office or relationship; 4743

(2) The name of every public utility, railroad, or other 4744
entity regulated by the public utilities commission from which 4745
the filer, any other person described in division (B) (1) of this 4746
section, or any other person for the filer's use or benefit has 4747
received income at any time, and the amount of that income. 4748

(3) The name of every public utility, railroad, or other 4749

entity regulated by the public utilities commission with which 4750
the filer or any other person described in division (B) (1) of 4751
this section has had a contractual relationship at any time, 4752
other than a contract to receive services as a consumer on the 4753
same terms available to other consumers, the amount of any money 4754
or other things of value the person has received under that 4755
contract, and the amount of any money or other things of value 4756
the person is to receive in the future under that contract. 4757

(C) An individual may file a statement required by this 4758
section in person, by mail, or by electronic means. 4759

(D) A statement filed under this section is a public 4760
record and shall be made available to the public on the official 4761
web sites of the public utilities commission and the Ohio ethics 4762
commission not later than the date the council submits the 4763
filer's name to the governor as a possible appointee to the 4764
public utilities commission. 4765

(E) No person shall knowingly file a false statement under 4766
this section. 4767

Sec. 4901.99. (A) Whoever violates section 4901.16 of the 4768
Revised Code shall be fined not less than fifty nor more than 4769
one hundred dollars. 4770

(B) Whoever violates division (E) of section 4901.022 of 4771
the Revised Code is guilty of a misdemeanor of the first degree. 4772

Section 2. That existing sections 101.15, 101.34, 101.70, 4773
101.71, 101.72, 101.73, 101.74, 101.75, 101.76, 101.78, 101.90, 4774
101.91, 101.92, 101.93, 101.95, 101.96, 101.98, 102.01, 102.02, 4775
102.022, 102.03, 102.031, 102.06, 102.07, 102.08, 102.99, 4776
109.54, 121.60, 121.61, 121.62, 121.63, 121.65, 121.66, 121.68, 4777
122.651, 184.01, 184.03, 187.03, 2701.11, 2925.01, 2925.38, 4778

3781.343, 4503.033, 4705.021, 4901.021, and 4901.99 of the 4779
Revised Code are hereby repealed. 4780

Section 3. That section 102.021 of the Revised Code is 4781
hereby repealed. 4782

Section 4. Sections 101.92 and 121.62 of the Revised Code, 4783
as amended by this act, take effect January 1, 2024. 4784

Section 5. This act shall be known as the Ethics and 4785
Financial Disclosure Reform Act. 4786

Section 6. The General Assembly, applying the principle 4787
stated in division (B) of section 1.52 of the Revised Code that 4788
amendments are to be harmonized if reasonably capable of 4789
simultaneous operation, finds that the following sections, 4790
presented in this act as composites of the sections as amended 4791
by the acts indicated, are the resulting versions of the 4792
sections in effect prior to the effective date of the sections 4793
as presented in this act: 4794

Section 102.07 of the Revised Code as amended by both H.B. 4795
285 and H.B. 492 of the 120th General Assembly. 4796

Section 102.08 of the Revised Code as amended by both H.B. 4797
285 and H.B. 492 of the 120th General Assembly. 4798