NAIOP
COMMERCIAL REAL ESTATE DEVELOPMENT ASSOCIATION
NAIOP OF OHIO

NAIOP Weekly Legislative Report
Prepared by: Law Offices of Matthew G. Kallner
Report created on June 11, 2012

Supported Bills

HB10 **REMEDIATION OF CONTAMINATED SITE** (SEARS B) To authorize refundable tax credits for the completion of a voluntary action to remediate a contaminated site and for the return of such sites to productive use, and to exempt persons through 2017 who have issued covenants not to sue under the Voluntary Action Program from certain fees and penalties for one year after the issuance of such a covenant.

Current Status: 3/2/2011 - House Ways and Means, (Fifth Hearing)

All Bill Status: 2/23/2011 - House Ways and Means, (Fourth Hearing)
2/16/2011 - House Ways and Means, (Third Hearing)
2/9/2011 - House Ways and Means, (Third Hearing)
2/2/2011 - House Ways and Means, (Second Hearing)
1/26/2011 - House Ways and Means, (First Hearing)
1/11/2011 - Referred to Committee House Ways and Means
1/11/2011 - Introduced

HB17 **TAX CREDIT FOR HIRING UNEMPLOYED** (BAKER N) To authorize a $2,400 income tax withholding credit for an employer that hires and employs a previously unemployed individual.

Current Status: 1/11/2011 - Referred to Committee House Ways and Means

All Bill Status: 1/11/2011 - Introduced

HB18 **TAX CREDIT - EXPANDING BUSINESSES** (BAKER N) To authorize a nonrefundable tax credit for a business that increases payroll and expands into a vacant facility.

Current Status: 5/4/2012 - **SIGNED BY GOVERNOR**

All Bill Status: 4/18/2012 - Consideration of Senate Amendments; Concurred Vote 81-8
4/18/2012 - Consideration of Senate Amendments
3/28/2012 - **PASSED BY SENATE**; Vote 33-0
3/28/2012 - Bills for Third Consideration
3/14/2012 - **REPORTED OUT AS AMENDED**, Senate Ways & Means & Economic Development, (Fourth Hearing)
2/15/2012 - **SUBSTITUTE BILL ACCEPTED**, Senate Ways & Means & Economic Development, (Third Hearing)
2/2/2012 - Senate Ways & Means & Economic Development, (Second Hearing)
1/24/2012 - Senate Ways & Means & Economic Development, (First Hearing)
1/10/2012 - Referred to Committee Senate Ways & Means &

Economic Development
12/14/2011 - **PASSED BY HOUSE**; Vote 82-12
12/14/2011 - Bills for Third Consideration
12/6/2011 - **SUBSTITUTE BILL ACCEPTED & REPORTED OUT AS AMENDED**, House Ways and Means, (Sixth Hearing)
2/23/2011 - House Ways and Means, (Fifth Hearing)
2/16/2011 - House Ways and Means, (Fourth Hearing)
2/9/2011 - House Ways and Means, (Third Hearing)
2/2/2011 - House Ways and Means, (Second Hearing)
1/26/2011 - House Ways and Means, (First Hearing)
1/11/2011 - Referred to Committee House Ways and Means
1/11/2011 - Introduced

Oppose

HB50 **TYPE-II ANNEXATION** (SNITCHLER T) To require that a political subdivision owner be included in determining the number of owners needed to sign a petition for an expedited type-II annexation.

Current Status: 5/23/2012 - Referred to Committee Senate Ways & Means & Economic Development

All Bill Status: 5/22/2012 - **PASSED BY HOUSE**; Vote 90-3
5/22/2012 - Bills for Third Consideration
3/20/2012 - **SUBSTITUTE BILL ACCEPTED & REPORTED OUT**, House Local Government, (Ninth Hearing)
1/31/2012 - House Local Government, (Eighth Hearing)
1/24/2012 - House Local Government, (Seventh Hearing)
12/6/2011 - House Local Government, (Sixth Hearing)
6/21/2011 - House Local Government, (Fifth Hearing)
6/14/2011 - **BILL AMENDED**, House Local Government, (Fifth Hearing)
5/24/2011 - **SUBSTITUTE BILL ACCEPTED**, House Local Government, (Fourth Hearing)
3/1/2011 - House Local Government, (Second Hearing)
2/22/2011 - House Local Government, (Second Hearing)
2/15/2011 - House Local Government, (First Hearing)
2/1/2011 - Referred to Committee House Local Government
1/26/2011 - Introduced

Monitoring

HB10 **REMEDIATION OF CONTAMINATED SITE** (SEARS B) To authorize refundable tax credits for the completion of a voluntary action to remediate a contaminated site and for the return of such sites to productive use, and to exempt persons through 2017 who have issued covenants not to sue under the Voluntary Action Program from certain fees and penalties for one year after the issuance of such a covenant.

Current Status: 3/2/2011 - House Ways and Means, (Fifth Hearing)

All Bill Status: 2/23/2011 - House Ways and Means, (Fourth Hearing)
2/16/2011 - House Ways and Means, (Third Hearing)
2/9/2011 - House Ways and Means, (Third Hearing)
2/2/2011 - House Ways and Means, (Second Hearing)
1/26/2011 - House Ways and Means, (First Hearing)
1/11/2011 - Referred to Committee House Ways and Means
1/11/2011 - Introduced

HB17 **TAX CREDIT FOR HIRING UNEMPLOYED** (BAKER N) To authorize a $2,400 income tax withholding credit for an employer that hires and employs a previously unemployed individual.

Current Status: 1/11/2011 - Referred to Committee House Ways and Means

All Bill Status: 1/11/2011 - Introduced

HB18 **TAX CREDIT - EXPANDING BUSINESSES** (BAKER N) To authorize a nonrefundable tax credit for a business that increases payroll and expands into a vacant facility.

Current Status: 5/4/2012 - **SIGNED BY GOVERNOR**; Eff. 8/6/2012 Section 2 Eff. 5/4/2012

All Bill Status: 4/18/2012 - Consideration of Senate Amendments; Concurred Vote 81-8
4/18/2012 - Consideration of Senate Amendments
3/28/2012 - **PASSED BY SENATE**; Vote 33-0
3/28/2012 - Bills for Third Consideration
3/14/2012 - **REPORTED OUT AS AMENDED**, Senate Ways & Means & Economic Development, (Fourth Hearing)
2/15/2012 - **SUBSTITUTE BILL ACCEPTED**, Senate Ways & Means & Economic Development, (Third Hearing)
2/2/2012 - Senate Ways & Means & Economic Development, (Second Hearing)
1/24/2012 - Senate Ways & Means & Economic Development, (First Hearing)
1/10/2012 - Referred to Committee Senate Ways & Means & Economic Development
12/14/2011 - **PASSED BY HOUSE**; Vote 82-12
12/14/2011 - Bills for Third Consideration
12/6/2011 - **SUBSTITUTE BILL ACCEPTED & REPORTED OUT AS AMENDED**, House Ways and Means, (Sixth Hearing)
2/23/2011 - House Ways and Means, (Fifth Hearing)
2/16/2011 - House Ways and Means, (Fourth Hearing)
2/9/2011 - House Ways and Means, (Third Hearing)
2/2/2011 - House Ways and Means, (Second Hearing)
1/26/2011 - House Ways and Means, (First Hearing)
1/11/2011 - Referred to Committee House Ways and Means
1/11/2011 - Introduced

HB50 **TYPE-II ANNEXATION** (SNITCHLER T) To require that a political subdivision owner be included in determining the number of owners needed to sign a petition for an expedited type-II annexation.

Current Status: 5/23/2012 - Referred to Committee Senate Ways & Means & Economic Development

All Bill Status: 5/22/2012 - **PASSED BY HOUSE**; Vote 90-3
5/22/2012 - Bills for Third Consideration
3/20/2012 - **SUBSTITUTE BILL ACCEPTED & REPORTED OUT**, House Local Government, (Ninth Hearing)
1/31/2012 - House Local Government, (Eighth Hearing)
1/24/2012 - House Local Government, (Seventh Hearing)
12/6/2011 - House Local Government, (Sixth Hearing)
6/21/2011 - House Local Government, (Fifth Hearing)
6/14/2011 - **BILL AMENDED**, House Local Government, (Fifth Hearing)
5/24/2011 - **SUBSTITUTE BILL ACCEPTED**, House Local Government, (Fourth Hearing)
3/1/2011 - House Local Government, (Second Hearing)
2/22/2011 - House Local Government, (Second Hearing)

2/15/2011 - House Local Government, (First Hearing)
2/1/2011 - Referred to Committee House Local Government
1/26/2011 - Introduced

HB134 **CAPITAL GAINS INVESTMENTS** (SCHURING K) To reduce the income tax rate on capital gains reinvested in Ohio-based investments.

Current Status: 6/1/2011 - House Ways and Means, (Fourth Hearing)

All Bill Status: 5/11/2011 - House Ways and Means, (Third Hearing)
3/30/2011 - House Ways and Means, (Third Hearing)
3/23/2011 - House Ways and Means, (Second Hearing)
3/16/2011 - House Ways and Means, (First Hearing)
3/2/2011 - Referred to Committee House Ways and Means
3/1/2011 - Introduced

HB198 **PROPERTY TAX COMPLAINTS** (COLEY II W) To permit property tax complaints to be initiated only by the property owner.

Current Status: 5/12/2011 - House Financial Institutions, Housing and Urban Development, (Second Hearing)

All Bill Status: 5/4/2011 - House Financial Institutions, Housing and Urban Development, (First Hearing)
4/12/2011 - Referred to Committee House Financial Institutions, Housing and Urban Development
4/12/2011 - Introduced

HB357 **ECONOMIC DEVELOPMENT ASSISTANCE - TAXING DISTRICT** (RAMOS D) To require JobsOhio and state agencies offering economic development assistance to obtain Controlling Board approval before providing assistance to a person who, at or near the time of receiving the assistance, relocates employment positions from one taxing district to another or eliminates positions at an existing location.

Current Status: 11/9/2011 - Referred to Committee House Finance and Appropriations

All Bill Status: 10/26/2011 - Introduced

HB436 **SITEOHIO CERTIFICATION PROGRAM** (GROSSMAN C, ANIELSKI M) To create the SiteOhio certification program within the Department of Development to certify and market eligible commercial, industrial, and manufacturing sites and facilities.

Current Status: 6/4/2012 - **SIGNED BY GOVERNOR**

All Bill Status: 5/31/2012 - Sent to Governor for Signature
5/24/2012 - **PASSED BY SENATE**; Votes 31-0
5/24/2012 - Bills for Third Consideration
5/10/2012 - **REPORTED OUT**, Senate Ways & Means & Economic Development, (Third Hearing)
5/3/2012 - Senate Ways & Means & Economic Development, (Second Hearing)
4/26/2012 - Senate Ways & Means & Economic Development, (First Hearing)
4/17/2012 - Referred to Committee Senate Ways & Means & Economic Development
3/28/2012 - **PASSED BY HOUSE**; Vote 92-0
3/28/2012 - Bills for Third Consideration
3/15/2012 - **REPORTED OUT AS AMENDED**, House Economic and Small Business Development, (Third Hearing)
2/28/2012 - House Economic and Small Business Development, (Second Hearing)
2/16/2012 - House Economic and Small Business Development,

(First Hearing)
2/8/2012 - Referred to Committee House Economic and Small Business Development
1/31/2012 - Introduced

HB482 **CAPITAL APPROPRIATIONS** (AMSTUTZ R) To make capital appropriations and make changes related to the laws governing capital projects.

Current Status: 4/2/2012 - **SIGNED BY GOVERNOR**; Eff. 7/3/2012

All Bill Status: 3/29/2012 - Sent to Governor for Signature
3/28/2012 - Consideration of Senate Amendments; Concurred Vote-89-0
3/28/2012 - **PASSED BY SENATE**; Vote 33-0
3/28/2012 - Bills for Third Consideration
3/28/2012 - **REPORTED OUT AS AMENDED**, Senate Finance, (Second Hearing)
3/27/2012 - Referred to Committee Senate Finance
3/27/2012 - Senate Finance, (First Hearing)
3/22/2012 - **PASSED BY HOUSE**; Vote 93-2
3/22/2012 - Bills for Third Consideration
3/20/2012 - **REPORTED OUT**, House Finance and Appropriations, (Third Hearing)
3/15/2012 - House Finance and Appropriations, (Second Hearing)
3/14/2012 - Referred to Committee House Finance and Appropriations
3/14/2012 - House Finance and Appropriations, (First Hearing)
3/14/2012 - Introduced

HB487 **MBR-MID-BIENNIUM REVIEW BUDGET** (AMSTUTZ R) To make operating and other appropriations, to levy taxes and provide for implementation of those levies, and to provide authorization and conditions for the operation of state programs.

Current Status: 6/11/2012 - **SIGNED BY GOVERNOR**

All Bill Status: 5/31/2012 - Sent to Governor for Signature
5/23/2012 - Consideration of Conference Committee Report; Agreed Vote 58-38
5/23/2012 - Consideration of Conference Committee Report; Agreed Vote 24-8
5/23/2012 - Consideration of Conference Committee Report
5/22/2012 - **REPORTED OUT AS AMENDED**, , (First Hearing)
5/16/2012 - **PASSED BY SENATE**; Amended Vote 25-8
5/16/2012 - Consideration of Senate Amendments; Did Not Concur Vote 0-91
5/16/2012 - Bills for Third Consideration
5/16/2012 - **REPORTED OUT AS AMENDED**, Senate Finance, (Seventh Hearing)
5/15/2012 - **SUBSTITUTE BILL ACCEPTED**, Senate Finance, (Sixth Hearing)
5/10/2012 - Senate Finance, (Fifth Hearing)
5/9/2012 - Senate Finance, (Fourth Hearing)
5/8/2012 - Senate Finance, (Third Hearing)
5/2/2012 - Senate Finance, (Second Hearing)
5/1/2012 - Referred to Committee Senate Finance
5/1/2012 - Senate Finance, (First Hearing)
4/25/2012 - **PASSED BY HOUSE**; As Amended on Floor Vote 62-34
4/25/2012 - Bills for Third Consideration

4/24/2012 - **REPORTED OUT AS AMENDED**, House Finance and Appropriations, (Sixth Hearing)
4/19/2012 - House Finance and Appropriations, (Fifth Hearing)
4/18/2012 - House Finance and Appropriations, (Fourth Hearing)
4/17/2012 - **SUBSTITUTE BILL ACCEPTED**, House Finance and Appropriations, (Third Hearing)
3/29/2012 - House Finance and Appropriations, (Second Hearing)
3/29/2012 - House Transportation Subcommittee, (First Hearing)
3/28/2012 - House Transportation Subcommittee, (First Hearing)
3/28/2012 - Senate Highways & Transportation, (First Hearing)
3/28/2012 - House Local Government, (Fourth Hearing)
3/28/2012 - House Ways and Means, (Fourth Hearing)
3/28/2012 - House Criminal Justice, (Second Hearing)
3/28/2012 - House Health and Human Services Subcommittee, (Third Hearing)
3/27/2012 - House Ways and Means, (Fourth Hearing)
3/27/2012 - House Local Government, (Third Hearing)
3/27/2012 - House State Government and Elections, (Third Hearing)
3/22/2012 - House Ways and Means, (Second Hearing)
3/22/2012 - House State Government and Elections, (Second Hearing)
3/22/2012 - House Local Government, (Second Hearing)
3/22/2012 - House Health and Human Services Subcommittee, (Second Hearing)
3/21/2012 - House Local Government, (First Hearing)
3/21/2012 - House Ways and Means, (First Hearing)
3/21/2012 - House State Government and Elections, (First Hearing)
3/21/2012 - House Health and Human Services Subcommittee, (First Hearing)
3/21/2012 - House Criminal Justice, (First Hearing)
3/20/2012 - Referred to Committee House Finance and Appropriations
3/20/2012 - **SUBSTITUTE BILL ACCEPTED**, House Finance and Appropriations, (First Hearing)
3/16/2012 - Introduced

HB489 **STATE DEVELOPMENT OMNIBUS REORGANIZATION** (DOVILLA M, HAGAN C) To rename the Department of Development the "Development Services Agency"; to establish the Office of TourismOhio within the Development Services Agency, create the TourismOhio Advisory Board, and establish a pilot program to test a new funding mechanism for the state's travel and tourism marketing; to modify the operation of JobsOhio; to makes changes to the Capital Access Loan Program Fund and to allow transfers to the Capital Access Loan Program Fund from the Minority Business Enterprise Loan Fund; to increase the membership of the Ohio Tax Credit Authority and provide for projects that were started prior to receiving a tax credit; to modify reporting requirements under the Voluntary Action Program; to require the Director of Development Services to administer federal funds received for Brownfields revitalization purposes; to terminate the Water and Sewer Commission; to terminate the Development Financing Advisory Council as of July 1, 2012; to increase the membership of the Third Frontier Commission; and to make an appropriation.

Current Status: 5/1/2012 - Referred to Committee Senate Finance

All Bill Status: 4/25/2012 - **PASSED BY HOUSE**; As Amended on Floor Vote 91-5
4/25/2012 - Bills for Third Consideration

4/24/2012 - **REPORTED OUT AS AMENDED**, House State Government and Elections, (Third Hearing)
4/18/2012 - House State Government and Elections, (Second Hearing)
4/17/2012 - House State Government and Elections, (First Hearing)
3/22/2012 - Referred to Committee House State Government and Elections
3/22/2012 - Introduced

HB502 **REPLACEMENT PROPERTY TAX LEVY** (MARTIN J) To eliminate the power of taxing authorities to propose a replacement property tax levy.

Current Status: 4/17/2012 - Referred to Committee House Local Government

All Bill Status: 4/4/2012 - Introduced

HB511 **MBR-TAX CREDIT ADMINISTRATION CHANGES** (BECK P, GONZALES A) To make various changes to the administration of the investment tax credit, the venture capital loan loss tax credit, and the New Markets tax credit, including the increase of the maximum amount of the investment tax credit and the venture capital loan loss tax credit, the elimination of the Industrial Technology and Enterprise Advisory Councils, and the acceleration of the receipt of New Markets tax credit installments.

Current Status: 5/23/2012 - **PASSED BY HOUSE**; Vote 91-6

All Bill Status: 5/23/2012 - Bills for Third Consideration
5/22/2012 - **REPORTED OUT AS AMENDED**, House Ways and Means, (Fourth Hearing)
5/9/2012 - House Ways and Means, (Third Hearing)
5/2/2012 - House Ways and Means, (Second Hearing)
4/25/2012 - House Ways and Means, (Second Hearing)
4/19/2012 - House Ways and Means, (First Hearing)
4/17/2012 - Referred to Committee House Ways and Means
4/12/2012 - Introduced

HB558 **NEW MARKETS TAX CREDIT** (BECK P) To make various changes to the administration of the New Markets tax credit, including the acceleration of the receipt of New Markets tax credit installments, allowing community development entities to make credit-eligible investments in a low-income community business that derives 15% or more of its annual revenue from renting or selling real estate, eliminating the requirement to calculate adjusted purchase price of investments in calculating the amount of the credit, permitting entities to identify qualifying equity investments from any community development entity, and clarifying that the maximum allowable credit for each investor is $1 million.

Current Status: 5/24/2012 - Referred to Committee House Ways and Means

All Bill Status: 5/23/2012 - Introduced

SB89 **LABOR REQUIREMENTS** (JORDAN K) To prohibit state agencies from requiring or prohibiting certain labor requirements as a condition of performing public works and prohibit the appropriations of state funds for public works when political subdivisions require or prohibit certain labor.

Current Status: 3/8/2011 - Referred to Committee Senate Joint Committee on Agency Rule Review

All Bill Status: 2/23/2011 - Introduced

SB115 **PROPERTY SALE GAINS** (KEARNEY E) To exempt from income taxation any gains from the sale of Ohio property used in a trade or business and held for at least two years.

Current Status: 3/24/2011 - Senate Ways & Means & Economic Development, (First Hearing)

All Bill Status: 3/15/2011 - Referred to Committee Senate Ways & Means & Economic Development
3/9/2011 - Introduced

SB294 **ENVIRONMENTAL PROTECTION LAW** (SCHAFFER T) To revise the laws governing environmental protection.

Current Status: 6/5/2012 - **SIGNED BY GOVERNOR**

All Bill Status: 5/31/2012 - Sent to Governor for Signature
5/24/2012 - Consideration of House Amendments; Concurred Votes 29-2
5/24/2012 - Consideration of House Amendments
5/23/2012 - **PASSED BY HOUSE**; Vote 95-0
5/23/2012 - Bills for Third Consideration
5/16/2012 - **REPORTED OUT AS AMENDED**, House Agriculture and Natural Resources, (Fourth Hearing)
5/15/2012 - House Agriculture and Natural Resources, (Fourth Hearing)
5/9/2012 - House Agriculture and Natural Resources, (Third Hearing)
5/8/2012 - House Agriculture and Natural Resources, (Second Hearing)
5/2/2012 - House Agriculture and Natural Resources, (First Hearing)
5/1/2012 - Referred to Committee House Agriculture and Natural Resources
4/24/2012 - **PASSED BY SENATE**; Vote 30-1
4/24/2012 - Bills for Third Consideration
4/24/2012 - **REPORTED OUT AS AMENDED**, Senate Agriculture, Environment & Natural Resources, (Sixth Hearing)
4/17/2012 - **SUBSTITUTE BILL ACCEPTED**, Senate Agriculture, Environment & Natural Resources, (Fifth Hearing)
3/27/2012 - Senate Agriculture, Environment & Natural Resources, (Fourth Hearing)
3/21/2012 - Senate Agriculture, Environment & Natural Resources, (Third Hearing)
3/14/2012 - Senate Agriculture, Environment & Natural Resources, (Second Hearing)
2/14/2012 - Referred to Committee Senate Agriculture, Environment & Natural Resources
2/14/2012 - Senate Agriculture, Environment & Natural Resources, (First Hearing)
2/9/2012 - Introduced

SB314 **JOBS OHIO II** (WAGONER M) To rename the Department of Development the "Development Services Agency"; to establish the Office of TourismOhio within the Development Services Agency, create the TourismOhio Advisory Board, and establish a pilot program to test a new funding mechanism for the state's travel and tourism marketing; to modify the operation of JobsOhio; to makes changes to the Capital Access Loan Program Fund and to allow transfers to the Capital Access Loan Program Fund from the Minority Business Enterprise Loan Fund; to increase the membership of the Ohio Tax Credit Authority and provide for projects that were started prior to receiving a tax credit; to modify reporting requirements under the Voluntary Action Program; to require the Director of Development Services to administer federal funds received for Brownfields revitalization purposes; to terminate the Water and Sewer Commission; to terminate the Development Financing Advisory Council as of July 1, 2012; to increase the membership of the Third Frontier Commission; and to make an appropriation.

Current Status: 6/12/2012 - House Economic and Small Business Development, (First Hearing)

All Bill Status: 5/8/2012 - Referred to Committee House Economic and Small Business Development
5/1/2012 - **PASSED BY SENATE**; Amended Vote 31-2
5/1/2012 - Bills for Third Consideration
4/24/2012 - **REPORTED OUT AS AMENDED**, Senate Finance, (Third Hearing)
4/17/2012 - Senate Finance, (Second Hearing)
3/28/2012 - Senate Finance, (First Hearing)
3/27/2012 - Referred to Committee Senate Finance
3/22/2012 - Introduced

SB315 **MBR-MID-BIENNIUM REVIEW - ENERGY** (JONES S) To make changes to the energy and natural resources laws and related programs of the state.

Current Status: 6/11/2012 - **SIGNED BY GOVERNOR**

All Bill Status: 5/31/2012 - Sent to Governor for Signature
5/24/2012 - Consideration of House Amendments; Concurred Votes 21-8
5/24/2012 - **PASSED BY HOUSE**; Amended Votes 75-20
5/24/2012 - Bills for Third Consideration
5/23/2012 - **REPORTED OUT AS AMENDED**, House Public Utilities, (Fifth Hearing)
5/22/2012 - House Public Utilities, (Fourth Hearing)
5/21/2012 - House Public Utilities, (Third Hearing)
5/17/2012 - House Public Utilities, (Second Hearing)
5/16/2012 - House Public Utilities, (First Hearing)
5/15/2012 - **PASSED BY SENATE**; Vote 27-6
5/15/2012 - Bills for Third Consideration
5/15/2012 - **REPORTED OUT AS AMENDED**, Senate Energy & Public Utilities, (Seventh Hearing)
5/9/2012 - Senate Energy & Public Utilities, (Seventh Hearing)
5/3/2012 - **SUBSTITUTE BILL ACCEPTED**, Senate Energy & Public Utilities, (Sixth Hearing)
5/2/2012 - Senate Energy & Public Utilities, (Fifth Hearing)
4/25/2012 - Senate Energy & Public Utilities, (Fourth Hearing)
4/24/2012 - Senate Energy & Public Utilities, (Third Hearing)
4/18/2012 - Senate Energy & Public Utilities, (Second Hearing)
3/28/2012 - Senate Energy & Public Utilities, (First Hearing)
3/27/2012 - Referred to Committee Senate Energy & Public Utilities
3/22/2012 - Introduced

SB320 **ENTERPRISE ZONE AGREEMENTS** (EKLUND J) To extend the time during which local governments may enter into enterprise zone agreements to October 15, 2013.

Current Status: 5/16/2012 - Referred to Committee House Local Government

All Bill Status: 5/15/2012 - **PASSED BY SENATE**; Vote 33-0
5/15/2012 - Bills for Third Consideration
5/10/2012 - **REPORTED OUT**, Senate Ways & Means & Economic Development, (Second Hearing)
5/3/2012 - Senate Ways & Means & Economic Development, (First Hearing)
4/17/2012 - Referred to Committee Senate Ways & Means & Economic Development
4/3/2012 - Introduced

SB327 **NEW MARKETS TAX CREDIT** (BEAGLE B, TAVARES C) To prohibit the New Markets Tax Credit from increasing a claimant's retaliatory tax on foreign insurance companies, to increase the total annual and individual amount of credits that may be awarded, to give a noncompliant entity six months to cure its noncompliance before claimed credits are recaptured, to allow community development entities to make credit-eligible investments in a business that derives 15% or more of its annual revenue from renting or selling real estate, and to prescribe an application process
for the credits in which approval is based on the date an application is submitted.

Current Status: 5/24/2012 - Senate Ways & Means & Economic Development, (Fourth Hearing)

All Bill Status: 5/10/2012 - Senate Ways & Means & Economic Development, (Third Hearing)
5/3/2012 - Senate Ways & Means & Economic Development, (Second Hearing)
4/26/2012 - Senate Ways & Means & Economic Development, (First Hearing)
4/17/2012 - Referred to Committee Senate Ways & Means & Economic Development
4/12/2012 - Introduced

Bills Introduced Since 6/4/2012

COMPUTERIZED DATA-SECURITY BREACHES (CARNEY J, WINBURN R) To require governmental agencies and persons that own or license computerized data containing personal information to report security breaches to the Attorney General and to require the Attorney General to establish a searchable database of the reports that is accessible by the public.

SCHOOLS-OCCUPATIONAL AND PHYSICAL THERAPISTS WORKLOADS (SCHAFFER T) To require the Department of Education to solicit from school districts and educational service centers regular studies of the time spent by occupational and physical therapists on certain activities and to use the studies to determine appropriate workloads.

CALL BEFORE YOU DIG NOTIFICATION SYSTEM (COLEY W) To modify the call before you dig notification system.

TRANSFER OF ADULT GUARDIANSHIP AND PROTECTIVE PROCEEDINGS JURISDICTION ACT (CAFARO C, WAGONER M) To adopt the Transfer of Adult Guardianship and Protective Proceedings Jurisdiction Act.

Week in Review
Friday, June 8, 2012

ABORTION

The Ohio Right to Life Society announced a wide-spread, statewide grassroots initiative to mobilize Catholics in Ohio in conjunction with National Right to Life. The effort ties into the United States Conference of Catholic Bishops' national "Fortnight for Freedom," a time of prayer, reflection and education on religious liberty, starting June 21 and running through July 4.

Supporters of the anti-abortion "heartbeat bill" vowed Tuesday to make it an unpleasant summer for Senate Republicans if they don't allow a vote on the legislation when they return next week to wrap up business for the summer. The campaign of advertisements and mailed postcards labeling senators who won't act on HB125 (Wachtmann) as "Republicans in Name Only," or RINOs, will ramp up significantly in the coming months absent a Senate vote, said Janet Porter of Faith2Action, one of the most vocal supporters of the legislation.

Asked whether attacking people who might otherwise be her allies could be counterproductive, Porter said, "What they think about me is inconsequential. I care more about babies than making friends. I guess I've got nothing to lose, do I? If they say there's not going to be a vote, what are they going to say next? Now we're really not going to give you a vote?"

AGRICULTURE

Gov. John Kasich signed exotic animal legislation SB310 (Balderson) into law on Tuesday, calling it the result of a "bizarre" situation. Under the new law, ownership of dangerous wild animals and restricted snakes without a permit will be banned starting Jan. 1, 2014. The auction of dangerous wild animals and restricted snakes is immediately prohibited. The new ownership rules come with strong regulations for current owners. That includes a felony charge for any owner who releases a dangerous wild animal or restricted snake into the wild. Starting on Sept. 3, current owners must register their animals with the Ohio Department of Agriculture (ODAg).

ATTORNEY GENERAL

Ohio Attorney General Mike DeWine joined Cuyahoga County Prosecutor Bill Mason to announce the indictments of 10 individuals and seven companies involved in alleged illegal activity at Internet cafes in the Cleveland area.

Greater Ohio Policy Center (GOPC) said in a news release that the Ohio Attorney General's (AG) Office has contracted with it and Cleveland-based Thriving Communities Institute (TCI) to provide technical assistance to communities seeking to apply for a grant from the AG's $75 million "Moving Ohio Forward" grant program to undertake demolition of abandoned and vacant residential properties. GOPC will assist communities in the southern half of the state, while TCI will help those in the northern half.

BALLOT ISSUES

Community leaders and organized labor groups gathered at the Statehouse on Friday to launch an ambitious campaign to push for job growth and reform across Ohio with the ultimate goal of a ballot initiative that would amend the state constitution. The Ohio Organizing Campaign (OOC) has created the Fighting for Ohio Jobs initiative, which includes the support of 14 community and labor organizations across the state including United Food and Commercial Workers (UFCW) and Service Employees International Union (SEIU) chapters, to encourage state leaders to achieve four goals: hire Ohio; create good jobs; protect Ohio communities; and respect Ohio workers.

FY12-13 BUDGET/MID-BIENNIUM REVIEW (MBR)

A spokesman for Gov. John Kasich said Friday that the governor and his staff are still reviewing HB487 (Amstutz), the general Mid-Biennium Review (MBR) bill, but would not comment on what could be targeted for a veto. However, Rob Nichols spoke generally about what may be targeted in the bill, specifically new spending items that were added into the legislation against the governor's wishes. Nichols said the governor will be following the principles he laid out early in the process when reviewing the bill for possible line item-vetoes. "It's a reform bill," Nichols said. "... It's not a new spending bill."

Kasich said this week that he believes the Mid-Biennium Review (MBR) budget bill is a good idea that he intends to continue. "You just can't sit there when you have a company on the verge of bankruptcy -- which is where we were -- and just wait two years to do something again. So I would expect we will see a budget every year."

Brian Rothenberg, executive director of ProgressOhio, raised concerns over a provision in HB487 (Amstutz), the Mid-Biennium Review (MBR), that he said allows Republicans in the General Assembly to hide payments for the redistricting and reapportionment processes while denying Democrats the funds to pay their legal bills stemming from the process. He said sending the money through the attorney general's office is a violation of the constitutional separation of powers, adding that the move is "highly

unusual" and not what was done in the past when leaders of the caucuses negotiated to pay bills for the process.

General Revenue Fund receipts for FY12 were 2.3 percent above estimates through May in preliminary figures from the Office of Budget and Management. Budget Director Tim Keen said the overage and other "management steps" will be enough to make up for an all-funds shortfall driven largely by delays in the $500 million liquor lease payment from JobsOhio, currently being held up in court.

DEATH PENALTY

The Supreme Court of Ohio denied Tuesday without comment this week's insanity plea and request for the stay of the execution of Death Row inmate Abdul Awkal, who says he is being executed by the Central Intelligence Agency because he knows too much about the U.S. war in the Middle East. Justices Paul Pfeifer and Terrence O'Donnell dissented 5-2.

Gov. John Kasich has given Death Row inmate Abdul Awkal the two-week reprieve and competency hearing invoked by dissenting members of the Ohio Supreme Court Tuesday. The 53-year-old Lebanese immigrant was scheduled for execution Wednesday morning, June 6, but Kasich followed the Court's decision denying a stay by halting his death sentence until experts can determine whether he is insane.

ECONOMIC DEVELOPMENT

The six-year-old Ohio Capital Fund is beginning to yield growing investments in start-up companies from outside the state, fund administrators told the Ohio Venture Capital Authority (OVCA) Tuesday, though one firm participating in the program said it is running out of cash and could do more with increased state dollars.

EDUCATION

Public school districts cannot write sale deeds for unused buildings that block the buyer from re-opening the facility as a charter school, the Ohio Supreme Court ruled Wednesday. Justices found 6-1 that the deed restriction from the 2009 auction sale of a Cincinnati Public Schools building is unenforceable because it's contrary to state law giving charter school operators the first chance to buy vacant schools. The ruling affirmed opinions from Hamilton County Common Pleas Court and the First District Court of Appeals.

ELECTIONS 2012

Planned Parenthood Affiliates of Ohio endorsed Rep. Michael Stinziano (D-Columbus) for the 18th Ohio House District.

The Ohio State Bar Association gave Justice Yvette McGee Brown a "highly recommended rating" for the November election but deemed her opponent, Butler County Domestic Relations Judge Sharon Kennedy "not recommended." Justice Robert Cupp also is "highly recommended," while his opponent, William O'Neill, is "recommended," as is Justice Terrence O'Donnell. Meanwhile, the Ohio Democratic Party announced it will pick a replacement candidate later this month for Robert Price, a Mahoning County attorney who was running against O'Donnell.

A special five-judge commission appointed by the Supreme Court of Ohio has ordered Akron Municipal Court Judge Kathryn Ann Michael to "cease and desist" from violating judicial campaign finance rules in her race against Republican Judge Tammy O'Brien of the Summit County Court of Common Pleas.

Luke Scott, an Ohio University student who serves as president of the Wellston City Council, has withdrawn his candidacy for the 93rd House District, *WSAZ* reported. The House Democratic Caucus told *Hannah News* that it is in the process of naming a replacement on the ballot for Scott.

EMPLOYMENT/UNEMPLOYMENT

The federal unemployment rate rose in May, going to 8.2 percent from 8.1 percent in April as the nation added 69,000 new jobs.

ENVIRONMENT

Ohio Citizen Action (OCA) sent a letter to Attorney General Mike DeWine on Monday urging his office to investigate Chesapeake Energy, warning that Chesapeake was following in the footsteps of the failed Enron Corporation. OCA cited the following three common characteristics between the two companies: "An entrenched and unaccountable management and board; an absence of effective federal or state regulation; and a collapse of the company's business model." Chesapeake is the second-largest natural gas producer in the country.

GAMING

The owner and developer of the casinos in downtown Cleveland and Cincinnati, Rock Ohio Caesars LLC (ROC), released a report that showed the company awarded 39.6 percent of construction contracts to certified minority- and women-owned businesses. That report reflected contracts that were awarded through April 2012, which totaled more than $95 million to companies with Minority Business Enterprise (MBE) or Women Business Enterprise (WBE) certifications.

Rock Ohio Caesars (ROC) LLC announced Wednesday that it had reached an agreement with the state on the development of a video lottery terminal (VLT) facility at the Thistledown racetrack in North Randall near Cleveland that includes an opportunity to move the track to the Akron/Canton area at a future date.

GENERAL ASSEMBLY/STATEHOUSE

Senate President Tom Niehaus (R-New Richmond) said Thursday he expects three parts of the mid-biennium review -- education bill SB316 (Lehner), local government bill HB509 (Blair), and veterans services bill HB490 (Dovilla) -- to pass when the Senate meets next week for a final time before summer recess. Also slated for possible passage is the Cleveland schools plan, for which he said HB525 (Williams-Amstutz) will be the vehicle, and Rep. Teresa Fedor's (R-Toledo) human trafficking bill, HB262. But Niehaus said he's in no rush to push out HB510 (Amstutz), the governor's proposed reworking of bank taxes, before the fall.

The Ohio General Assembly Aerospace Caucus, chaired by Sen. Chris Widener (R-Springfield), held its inaugural meeting this week. The caucus is a bicameral and bipartisan group of legislators who will work to support Ohio's defense, aviation and aerospace industries.

The Capitol Square Review and Advisory Board and the Ohio National Guard have partnered to present a free public program to commemorate the 200th anniversary of the beginning of the War of 1812. The program will take place at 11:30 a.m. Monday, June 18 on the Veterans Plaza on the east side of the Statehouse.

GOVERNOR

Calling it a "good law that's needed," Gov. John Kasich Friday signed HB99 (Damschroder-Garland), which makes the practice of texting while driving illega,l and suggested the state could have a tougher law in the future. He also said he has asked the Ohio Department of Transportation to use billboards to advertise the new law and the Ohio State Fair to feature the message.

Kasich also signed the following bills into law this week:
- HB207 (Balderson-Letson) to designate the week in which Labor Day occurs each year as "Ohio Coal Miners Week."
- **HB292** (Gonzales) related to licensing genetic counselors.
- HB322 (Brenner) to allow Ohio lending institutions to charge the same interest rates and fees that out-of-state lending institutions may charge Ohio customers.

- **HB326** (McClain-Hill) to prohibit a person from using public funds for specified purposes and to specify that a person or a political subdivision that violates the prohibition is guilty of a first degree misdemeanor.
- **HB327** (Gonzales) to authorize a tax credit for hiring home-based workers.
- **HB341** (Henne) to change laws on fraternal benefit societies.
- **HB408** (Terhar) to change the composition of the Cincinnati Metropolitan Housing Authority board.
- **HB436** (Grossman-Anielski) to create the SiteOhio program within the Department of Development to certify eligible commercial, industrial, and manufacturing sites and facilities and to market them to businesses looking to locate or expand in Ohio.
- **HB491** (Young-Kozlowsi) to designate June "Ohio Wines Month" and make a change to alcohol permits.
- **HB508** (Beck), an MBR bill on taxation.
- **SB202** (Seitz) to address landowners' obligations to trespassers.
- **SB245** (Hughes) to establish mandatory training for those who sell used motor vehicles.
- **SB275** (Hite) to authorize the transfer of state owned real estate in Defiance County to the ownership of the city of Defiance and to return property to the city of Dayton by releasing the state's right of reversion to that property.
- **SB294** (Schaffer) to revise the laws governing environmental protection.
- **SB302** (Manning) to changes background investigation requirements for solid, hazardous and infectious wastes.

Gov. John Kasich appeared on NBC's "Meet the Press" Sunday to discuss the economy and go back and forth with Massachusetts Gov. Deval Patrick on the contest between President Barack Obama and GOP contender Mitt Romney.

HEALTH & HUMAN SERVICES

The Ohio Department of Job and Family Services (ODJFS) said Monday it is launching efforts to train more than 1,000 people to help develop and retain health care providers who serve Medicaid recipients. The department said it secured federal funding of $2 million for FY12 and more than $8 million for FY13 for the Ohio Medicaid Technical Assistance and Policy Program Healthcare Access Initiative.

Ohio Medicaid Director John McCarthy announced Tuesday the implementation of a pilot program to simplify eligibility determination for children and pregnant women by allowing certain providers to "presume" they are eligible for Medicaid services so the individuals can get immediate care. Ohio will begin testing this "presumptive eligibility" program some time next week at Nationwide Children's Hospital in Columbus, MetroHealth System in Cleveland and the Community Action Committee of Pike County, with implementation statewide by January 2013.

Office of Health Transformation (OHT) Director Greg Moody previewed Wednesday's release of the draft "Proposed Section 1115 Demonstration Medicaid Eligibility Modernization Project" for a few reporters following Tuesday's news conference on the simplification efforts related to pregnant women and children. Wednesday's proposal collapses more than 150 categories of Medicaid eligibility into three basic eligibility groups and using income for the group dubbed "community adults" -- that is, everyone who might be eligible for Medicaid apart from the other two groups of children and of adults requiring long-term services and supports (LTSS), including adults residing in a long-term care facility, receiving home- and community-based services and adults eligible for the Medicaid Buy-In for Workers with Disabilities (MBIWD), as the basis for determining eligibility.

Ohio Consumers for Health Coverage and other groups Thursday accused Lt. Gov. Mary Taylor of flouting federal regulations supporting public input on insurers' proposals to increase premiums. But Taylor, who also serves as director of the Ohio Department of Insurance, said the state provides that function in cooperation with other states through the National Association of Insurance Commissioners. Ohio Consumers for Health Coverage and about two dozen other organizations voiced their concerns in a letter to Taylor accusing her of defying requirements under the federal Affordable Care Act (ACA).

HIGHER EDUCATION

Youngstown State University announced Thursday that Charles L. Howell has been named the new dean of the Beeghly College of Education. Howell is currently an associate professor and chair of the department of Leadership, Educational Psychology and Foundations at Northern Illinois University.

This Sunday, June 10, Ohio State University will graduate the largest spring quarter class in the school's history, with 10,642 students to receive degrees. The class of 2012 surpasses the 2011 class by several hundred graduates.

JUDICIAL

The Sixth Circuit U.S. Court of Appeals heard oral arguments Thursday on a 2004 Ohio law restricting use of a medication that can terminate a pregnancy without the need for surgery. The law restricts mifepristone, also known at RU-486, which the U.S. Food and Drug Administration approved for use to terminate a pregnancy in 2000.

Juvenile court judges elected new officers this week at the annual joint summer conference of the Ohio associations of juvenile, probate and domestic relations judges. Montgomery County Juvenile Court Judge Anthony Capizzi was elected to a one-year term as president of the Ohio Association of Juvenile Court Judges.

LIBRARIES

The State Library of Ohio Board approved a nearly $2.5 million federal Institution of Museum and Library Services (IMLS) Library Services and Technology Act (LSTA) grant for Libraries Connect Ohio to purchase the Ohio Web Library a core set of online resources and publications, also known as databases, for the next state fiscal year, beginning July 1, 2012.

The State Library of Ohio announced Wednesday that Amanda "Mandy" Knapp has joined its staff as a library development consultant with an emphasis on technology.

LOCAL GOVERNMENT

The state of Ohio announced first-round awards Friday in the Local Government Innovation Program, the Kasich administration's and Legislature's effort to reform county and municipal operations as one way to fill the funding gap left by the FY12-13 budget. Members of the Local Government Innovation Council awarded more than $6.3 million in competitive grants and loans to 51 shared service initiatives across Ohio, leaving five dozen applicants to try their luck again in future funding rounds.

NATURAL RESOURCES

Gov. John Kasich signed HB473 (Wachtmann), the Great Lakes Compact bill, into law on Monday. It officially sets the regulations on water withdrawal from Lake Erie and its tributaries along with establishing other guidelines for consumptive water use. The signing concludes a nearly one-year process of developing a new bill after the governor vetoed Rep. Lynn Wachtmann's (R-Napoleon) HB231, his first attempt to align Ohio law with the Great Lakes Compact, an agreement signed in 2008 between the eight states and two Canadian provinces that border the Great Lakes.

MarkWest Utica EMG LLC announced an agreement with Gulfport Energy Corporation (GPOR) that would provide natural gas gathering, processing, fractionation and marketing services in the Utica Shale area of eastern Ohio in Belmont, Guernsey, Harrison and Noble counties. It is expected to begin later this year.

A majority of Ohioans across the political spectrum believe the federal government should be protecting and spending money to restore Lake Erie and all the Great Lakes. That is according to a new poll from the Healing Our Waters-Great Lakes Coalition. In the poll, most Democrats, Republicans and independents showed support for the government's taking action to block Asian carp from entering the Great Lakes, including the possibility of a barrier in the Chicago canals.

Wednesday's House Agriculture and Natural Committee meeting featured fierce debate from witnesses on HB559 (Hagan-Landis), which would require operators and pipeline companies involved in developing and transporting natural gas to disclose the country of origin for their steel tubing.

The Ohio Coal Association gathered in Columbus Thursday for its annual meeting and to hear from different members from Gov. John Kasich's administration, including Ohio EPA Director Scott Nally, Ohio Department of Natural Resources Director Jim Zehringer and Lt. Gov. Mary Taylor. With so much attention recently turned to the development of natural gas from Ohio's shale formations, each leader emphasized the governor's support of the coal industry. As Zehringer explained, "He likes coal. I've heard him say many time 'Dig it. Clean it. Burn it.'"

The Muskingum Watershed Conservancy District (MWCD) announced that there will be no further sales of water from its sources until the completion of a U.S. Geological Survey study and a revision to its water supply policy. The MWCD indicated in a press release that the decision was based on concerns expressed by environmental advocates and district staff related to sales to the oil and gas industry.

PEOPLE

Jeffrey A. Leaming will leave his position as the executive director of the Division of Emergency Medical Services (EMS) in the Ohio Department of Public Safety (ODPS) to serve as deputy chief fire marshal to State Fire Marshal Larry Flowers at the Ohio Department of Commerce. He begins his new duties June 18. Leaming has served as EMS director since July 2011 and succeeds Donald C. Cooper, who left the position to work closer to home in Northeast Ohio. Ellen Owens, a 26-year veteran of ODPS, will serve as interim executive director of the Division of EMS.

Jim Seney, a former executive director of the Ohio Rail Development Commission (ORDC) and a long-time mayor of Sylvania, died Saturday during a boating accident in Canada. Seney's daughter told the *Toledo Blade* that the 71-year-old Seney was on a fishing trip with friends when their boat malfunctioned and crashed into a rock wall, killing Seney and a former classmate.

Former U.S. Rep. John Boccieri took command of the 773rd Airlift Squadron at the Youngstown Air Reserve Station after former squadron commander Lt. Col. Peter Milkovich retired, the *Youngstown Vindicator* reported. Boccieri, an Air Force Reserve lieutenant colonel, assumed the command post during a ceremony over the weekend.

POLITICS

A new face in the world of political social media, Politwoops, collects deleted Twitter posts by U.S. politicians, saving tweets that contain everything from a minor typo to a major gaffe. The project follows the Twitter accounts of President Barack Obama, congressional members and the group of presidential candidates. It can be found at http://politwoops.sunlightfoundation.com.

The Ohio Democratic Party announced that its annual state dinner will be held on Saturday, July 28 at the Columbus Convention Center. The speaker at the event will be Montana Gov. Brian Schweitzer. Special guests will include U.S. Sen. Sherrod Brown (DOH), former Gov. Ted Strickland and Ohio Supreme Court Justice Yvette McGee Brown.

The Ohio Republican Party hired Dave Luketic, a veteran of Gov. John Kasich's office and the SB5 campaign, as political director, and Ryan Zickefoose, former political director of Sen. Frank LaRose's (R-Fairlawn) campaign, as deputy political director.

STATE GOVERNMENT

The Ohio Adjutant General's Department announced that the 179th Airlift Wing received the following three awards for unit excellence: the National Guard Association of the United States (NGAUS)

Distinguished Flying Unit Spaatz Award; the National Guard Bureau Curtis N. "Rusty" Metcalf Award; and the Major General John J. Pesch Flight Safety Award.

TELECOMMUNICATIONS/INTERNET

Public-private partnership Connect Ohio (CO) announced Thursday that the state will soon see another three million-plus addresses linked to its broadband network, including 100,000 commercial and residential locations in Appalachia and other unserved areas of Ohio.

TRANSPORTATION

The Ohio Department of Transportation (ODOT) announced Monday that it is looking to turn five rest areas into travel plazas as a way to free up funds for other transportation projects. Those rest areas include two on U.S. Route 50 in Athens County, two on U.S. Route 33 in Hocking County and one on U.S. Route 23 in Pickaway County. Ohio is barred under federal law from converting any rest areas along interstates.

The Ohio Department of Transportation's (ODOT) plan to wring more money out of state rest areas by turning them into travel plazas featuring private businesses got support Tuesday when the Ohio Conference of AAA Clubs gave its endorsement. ODOT has been seeking ways to cut costs in order to put more money to clearing a backlog of new construction projects.

Transportation projects that had been delayed out as far as 2036 under a proposal released by the Ohio Department of Transportation (ODOT) in January have been moved closer to their original planned starting date as part of a plan adopted by the Transportation Review Advisory Council (TRAC) Wednesday. The TRAC unanimously approved a new 2013-2016 list with major projects more on track but still delayed out past their original starting dates.

UTILITIES

The U.S. Sixth Circuit Court of Appeals Monday reversed a lower district court's decision dismissing a federal lawsuit against Duke Energy Corporation over whether the utility illegally granted discounts to certain businesses in exchange for no opposition against a rate case. The lawsuit was filed in 2009 and alleged that Duke, through its subsidiaries and an affiliated company, had paid unlawful rebates to large customers, including General Motors, in exchange for those customers' withdrawing objections to the then Cincinnati Gas and Electric and Cinergy rate stabilization plans (RSP) before the Public Utilities Commission of Ohio.