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Am. Sub.
H.B. 178

Sec. 145.012. (A) "Public employee" as defined in division (A) of section 145.01 of the Revised Code does not include any person:

(1) WHO IS included in section 3307.012 of the Revised Code;

(2) WHO IS AN APPOINTED MEMBER OF EITHER THE MOTOR VEHICLE SALVAGE DEALER'S LICENSING BOARD OR THE MOTOR VEHICLE DEALER'S BOARD WHOSE RATE AND METHOD OF PAYMENT ARE DETERMINED PURSUANT TO DIVISION (J) OF SECTION 124.15 OF THE REVISED CODE.

(B) No inmate of a correctional or penal institution operated by the department of rehabilitation and correction, no patient in a hospital for the mentally ill or criminally insane operated by the department of mental health, no resident in an institution for the mentally retarded operated by the department of mental retardation and developmental disabilities, no resident admitted as a patient of the Ohio veterans' home at Sandusky, and no resident of a county home shall be considered as a public employee for the purpose of establishing membership or calculating service credit or benefits under this chapter. Nothing in this section shall be construed to affect any service credit attained by any person who was a public employee before becoming an inmate, patient, or resident at any institution listed in this section, or the payment of any benefit for which such a person or his beneficiaries would otherwise be eligible.

SECTION 2. That existing sections 9.41, 9.44, 124.11, 124.13, 124.14, 124.15, 124.17, 124.18, 124.181, 124.30, 124.381, 124.382, 124.384, 124.385, 124.386, 124.81, 145.012, 145.32, 3307.37, 3309.34, 4111.03, and 5503.08 of the Revised Code are hereby repealed.

SECTION 4. The Public Employees Retirement Board shall refund to a person who is serving as an appointed member of either the Motor Vehicle Salvage Dealer's Licensing Board or the Motor Vehicle Dealer's Board as of the effective date of this act all employee contributions made by the person during 1987. Any person eligible for such refund shall file a written, signed request for the refund with the Public Employees Retirement Board within six months of the effective date of this act.

SECTION 6. This act is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety. The reason for such necessity lies in the fact that immediate action is needed to comply with federal regulations and to ensure that benefits for state employees exempt from collective bargaining agreements are consistent with benefits contained in current collective bargaining agreements. Therefore, this act shall go into immediate effect.

(Emergency
Clause)

effective
6/24/87