Amendment No. AM_136_1679

H. B. No. 393
As Passed by the House

_____ moved to amend as follows:

In line 1 of the title, delete "and"

In line 2 of the title, after "4507.52" insert ", and 5120.102"; delete "section" and insert "sections"; after "2301.551" insert "and 5120.106"

In line 4 of the title, after "programs" insert "and halfway house organizations"

In line 7, delete "and"

In line 8, after "4507.52" insert ", and 5120.102"; delete "section" and insert "sections"; after "2301.551" insert "and 5120.106"

After line 69, insert:

""Halfway house organization" has the same meaning as in section 5120.102 of the Revised Code."

In line 181, after the second "," insert "a halfway house organization,"

In line 214, after "(4)" insert "A halfway house organization shall submit an application for an identification card or a temporary

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identification card, as applicable, to the registrar on behalf of an individual who is in the custody of the organization and who has completed that application in accordance with section 5120.106 of the Revised Code.

(5)"

In line 224, after "services," insert "a halfway house organization,"

In line 289, after "," insert "a halfway house organization,"

In line 292, after "department's" insert ", organization's,"

In line 296, after "department" insert ", organization,"

In line 396, after the first "," insert "a halfway house organization,"

After line 428, insert:

"**Sec. 5120.102.** As used in sections 5120.102 to ~~5120.105~~ 5120.106 of the Revised Code:

(A) "Private, nonprofit organization" means a private association, organization, corporation, or other entity that is exempt from federal income taxation under section 501(a) and is described in section 501(c) of the "Internal Revenue Code of 1986," 100 Stat. 2085, 26 U.S.C.A. 501, as amended.

(B) "Governmental agency" means a state agency; a municipal corporation, county, township, other political subdivision or special district in this state established by or pursuant to law, or a combination of those political subdivisions or special districts; the United States or a department, division, or agency of the United States; or an agency, commission, or authority established pursuant to an interstate compact or agreement.

(C) "State agency" means the state or one of its branches, offices, boards, commissions, authorities, departments, divisions, or other units or agencies of the state.

(D) "Halfway house organization" means a private, nonprofit organization or a governmental agency that provides programs or activities in areas directly concerned with housing and monitoring offenders who are under the community supervision of the department of rehabilitation and correction or whom a court places in a halfway house pursuant to section 2929.16 or 2929.26 of the Revised Code.

(E) "Halfway house facility" means a capital facility in this state to which all of the following apply:

(1) The construction of the capital facility is authorized or funded by the general assembly pursuant to division (C) of section 5120.105 of the Revised Code.

(2) The state owns or has a sufficient real property interest in the capital facility or in the site of the capital facility for a period of not less than the greater of the useful life of the capital facility, as determined by the director of budget and management using the guidelines for maximum maturities as provided under divisions (B), (C), and (E) of section 133.20 of the Revised Code and certified to the department of rehabilitation and correction and the treasurer of state, or the final maturity of obligations issued by the treasurer of state to finance the capital facility.

(3) The capital facility is managed directly by, or by contract with, the department of rehabilitation and correction and is used for housing offenders who are under the community supervision of the department of rehabilitation and correction

or whom a court places in a halfway house pursuant to section 2929.16 or 2929.26 of the Revised Code.

(F) "Construction" includes acquisition, demolition, reconstruction, alteration, renovation, remodeling, enlargement, improvement, site improvements, and related equipping and furnishing.

(G) "General building services" means general building services for a halfway house facility that include, but are not limited to, general custodial care, security, maintenance, repair, painting, decoration, cleaning, utilities, fire safety, grounds and site maintenance and upkeep, and plumbing.

(H) "Manage," "operate," or "management" means the provision of, or the exercise of control over the provision of, activities that relate to the housing of offenders in correctional facilities, including, but not limited to, providing for release services for offenders who are under the community supervision of the department of rehabilitation and correction or are placed by a court in a halfway house pursuant to section 2929.16 or 2929.26 of the Revised Code, and who reside in halfway house facilities.

Sec. 5120.106. (A) Within a reasonable time prior to an offender who is residing within a halfway house managed by a halfway house organization successfully completing the programming at that halfway house, the halfway house organization shall attempt to verify the offender's age and identity in order to satisfy the requirements of section 4507.51 of the Revised Code.

(B) The halfway house organization shall provide each offender who does not have a current valid and unexpired state

issued identification card or driver's license with the application described in section 4507.51 of the Revised Code. The halfway house organization shall submit any completed application, along with a color photograph of the offender and documentary evidence of the offender's age and identity, to the registrar of motor vehicles in accordance with the process established by the registrar under sections 4507.50 and 4507.51 of the Revised Code."

In line 430, delete "and"; after "4507.52" insert ", and 5120.102"

The motion was _____ agreed to.

SYNOPSIS

Halfway house residents

R.C. 4507.01, 4507.50, 4507.51, 4507.52, and 5120.106

Extends the bill's expansion of the prison inmate state identification card (ID card) program to residents who are completing programming at a Halfway House.

Requires a Halfway House Organization (a private, nonprofit organization or a governmental agency managing the Halfway House) to facilitate the process for their residents to obtain an ID card prior to completing their programming.